

CITY OF PROVIDENCE  
RHODE ISLAND



CITY COUNCIL

JOURNAL OF PROCEEDINGS

No. 65 City Council Regular Meeting, Thursday, May 16, 1985, 8:00 P.M. (E.D.T.)

IN CITY COUNCIL

JUN 6 1985

PRESIDING

APPROVED:

*Richard L. Clark* CLERK  
*1st Deputy City*

COUNCIL PRESIDENT

NICHOLAS W. EASTON

ROLL CALL

Present: Council President Easton and Councilman Annaldo, Councilwoman Brasil, Councilman Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato— 13.

Absent: Councilmen Cola and Griffin—2.

## INVOCATION

The Invocation is given by COUNCILMAN MALCOLM FARMER, III.

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

COUNCILWOMAN JOSEPHINE DiRUZZO leads the Members of the City Council and the Assemblage in the Pledge of Allegiance to the Flag of the United States of America.

## APPROVAL OF RECORD

The Journal of Proceedings No. 64 of the Regular Meeting of the City Council held May 2, 1985 and Posted May 10, 1985 on that Bulletin Board located on the Ground Floor Level of City Hall, is Approved as Printed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

## SCHEDULE OF BILLS

### FROM CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for April, 1985, in the Amount of One Hundred Three Thousand, Seven Hundred Eighty-Eight Dollars and Thirty-Eight Cents (\$103,788.38).

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

**Ayes:** Council President Easton and Councilman Annaldo, Councilwoman Brassil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, Petrosineili and Stravato—11.

**Noes:** None.

**Absent:** Councilmen Cola, Griffin, O'Connor and Pitts—4.

The motion for Approval, is Sustained.

## ORDINANCES SECOND READING

The following Ordinances were in City Council May 2, 1985, Read and Passed the First Time and are Returned for Passage the Second Time:

An Ordinance Regulating the Protection, Maintenance, Removal and Planting of Trees in Public Streets, Parks, Other Public Places, and Tree Protection Zones on Designated Private Property under Development, Establishing the Board of Park Commissioners and Establishing the Division of Grounds Maintenance Services, as the Agencies Prescribing Regulations Relating to the Protection, Maintenance, Removal, and Planting of Trees in the Above-Mentioned Places, Providing for the Maintenance or Removal of Trees on Private Property when the Public Safety is Endangered and Prescribing Penalties for Violations of Its Provisions, as Amended.

*Be it ordained by the City of Providence:*

*Section 1. Value of Urban Trees* — Trees are economically beneficial in attracting new industry, residents and visitors. Healthy trees of the right size and species, growing in the right places enhance the value and marketability of property, and promote the stability of desirable neighborhoods, thus helping to prevent the emergence of blighted areas and slum conditions. Providence, Rhode Island is situated in an area covered with a variety of trees and shrubs that are a vital part of the heritage passed to us by nature and our forefathers. However, there is much concern over the recent indiscriminate destruction of trees in both public and private places.

Trees are recognized as a valued asset, providing a healthier and more beautiful environ-

ment in which to live. They provide oxygen, shade, esthetics, and a priceless psychological counterpoint to the manmade, urban setting. Trees aid in preventing erosion, siltation of streams and reservoirs, flash flooding, and air, noise, and visual pollution.

*Section 2. Short Title* — This ordinance shall be known and may be cited as the City Tree Ordinance of the City of Providence, County of Providence, State of Rhode Island.

*Section 3. Definitions* — For the purpose of this Ordinance the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. The word SHALL is mandatory and not merely directory.

A. City is the City, municipality, town, village, subdivision, or otherwise designated political jurisdiction of Providence, County of Providence, State of Rhode Island.

B. Board of Park Commissioners is the board, commission, or otherwise designated governing body of Department of Public Parks.

C. Department of Public Parks, Division of Grounds Maintenance Services is the Department of "Parks and Street Trees", "Parks and Forestry", "Forestry Street Trees", or other designated department of the City under whose jurisdiction all city park and/or street trees fall.

D. City Forester is the Municipal Arborist, City Forester, Horticulturist, Landscape Architect, Director, Division of Grounds Maintenance Services, Supervisor Urban Forestry Operations or other qualified designated official of the City assigned to carry out the enforcement of this Ordinance.

E. Person, is any person, firm, partnership, association, corporation, company, or organiza-

tion of any kind, including public utility and city department.

F. Street or Highway is the entire width of every public way or right-of-way when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular and pedestrian traffic.

G. Parks shall include any city public spaces designated for recreation and/or conservation.

H. Public place shall include any other ground owned by the city.

I. Property line shall mean the boundary between private and city owned land.

J. Tree lawn is that part of a street or highway not covered by sidewalk or other paving, lying between the property line and that portion of the street or highway usually used for vehicular traffic.

K. Tree (1) Any living woody plant with needle or scaletype leaf that has a well defined stem(s) with a caliper of at least 6 inches (15.24 cm) at 5" (1.6 cm) from the ground level. (2) Any living, self-supporting woody broad leaf plant that has a well-defined stem(s) with a caliper of at least 2" (7.62 cm) at 5' (1.6 cm) from the ground level.

L. Public Trees shall include all trees now or hereafter growing on any street, park, or any other public place.

M. Property Owner shall mean the person owning such property as shown by the Records of the Recorder of Deeds of the City of Providence.

N. Tree Removal includes any act that will cause a tree to die within a three (3) year period.

O. Tree Well opening is the ground area surrounding the base of the tree trunk not covered by sidewalk and paving. Tree well opening shall have a minimum pit size of 3' x 3'.

*Section 4. The Board of Park Commissioners*

A. The Board of Park Commissioners shall have the authority to regulate and enforce the operations of the Department of Public Parks, Division of Grounds Maintenance Services, as provided for in Providence Home Rule Charter, 1980, Section 100.3. The Board of Park Commissioners shall have jurisdiction over all green-spaces of the City and all forestry functions including the setting out, care and removal of trees, shrubs and other plants on the streets of the City as well as on the properties for which it is responsible. They shall do all acts necessary and proper for the care, management, improvement, maintenance and protection of the public parks and street trees under their jurisdiction.

B. The duties of said Board of Park Commissioners shall be interpreted to include but not be limited to the protection, maintenance, removal and planting of trees on public property, and to make such recommendations from time to time to the City Council as to desirable legislation concerning the tree program and activities for the City.

To hear appeals as set forth in Section 18.

*Section 5. Appointment and Qualifications of the City Forester* — The City Forester shall be appointed or selected from candidates recommended by an appropriately constituted search committee of the Board of Park Commissioners who base their recommendations on a personal interview, education, experience, general qualifications and references.

He or she shall be a person holding at least a bachelors degree from an accredited college or university in arboriculture or a related field or the equivalent in training or experience.

*Section 6. Duties of the City Forester* — The City Forester shall affirm the rules and regulations of the Arboricultural Specifications and Standards of Practice (appended to this Ordinance) governing the protection, maintenance, removal, and planting of trees on the

streets, parks, public places, and other Tree Protection Zones in the City. He or she shall plan, direct, regulate and control the protection, maintenance, removal, and planting of all trees growing now or hereafter in the streets, parks, public places, and other tree protection zones of the City. He or she is further charged with keeping informed of environmental and technical changes that could effect the trees of the City. He or she shall also cooperate and communicate with other Park Department personnel, Mayor's Office of Community Development, Planning and Urban Development, Providence Redevelopment Agency and all other city, state and federal agencies. Lastly the City Forester shall cause the provisions of the Ordinance to be enforced.

*Section 7. Mary Elizabeth Sharpe Street Tree Advisory Committee* — It shall also be the duty of the City Forester to work in conjunction with the Providence Street Tree Advisory Committee to define street tree policies and priorities and to administer Mary Elizabeth Sharpe Street Tree Funds.

*Section 8. Authority of the City Forester* — A. Jurisdiction: The City Forester shall have the authority and jurisdiction of regulating the protection, maintenance, removal, and planting of trees on streets, parks, and public places, such as the grounds of public buildings, schools, libraries where trees may exist or be planted.

This section shall not be interpreted to prohibit the removal as determined by the City Forester of:

1. Dead, dying, diseased, insect infested, or hazardous trees.
2. Unwanted weed species.
3. The necessary minimal amount of trees and limbs by survey parties.

B. Enforcement: The Police Department shall enforce this Ordinance and insure that provisions of this Ordinance are not violated

including, but not limited to, the issuance of citations for the violation of any provision of this Ordinance upon request of the City Forester.

C. Supervision: The City Forester shall have the authority and it shall be his/her duty to supervise or inspect all work done under a permit issued in accordance with the terms of this Ordinance.

D. Condition of Permit: The City Forester shall promulgate needful regulations to effectuate the intent of this Ordinance.

E. Master Street Tree Plan: The City Forester shall also have the authority to formulate a Master Street Tree Plan with the advice and approval of the Board of Park Commissioners. The Master Street Tree Plan shall include the inventory of Existing Trees, and shall specify the species of trees to be protected, maintained, removed, and/or planted on each of the streets, parks and other public places of the City. This plan shall be reviewed and updated every two to five years. All tree work shall conform thereto.

F. Inventory of Existing Trees: The City Forester shall have the responsibility to inventory (and classify as to location, species, size, condition, and evaluation) the existing trees on streets, parks, and other public places, as an integral part of the Master Street Tree Plan. This inventory shall be periodically updated.

G. Public Organizations: The City Forester shall work in conjunction with the Providence Street Tree Committee and all other civic and public interest groups devoted to tree care and preservation.

H. The City Forester shall consider all existing and proposed buildings and utilities and environmental factors when recommending the planting of a tree species or other work for each of the streets, parks and other public places of the City.

Section 9. Protection of Trees — A. During

development, redevelopment, razing or renovating, no trees shall be cut, damaged, destroyed or removed except by specified permit.

All trees removed, destroyed or severely damaged shall be replaced at the expense of the permittee. The total caliper of all trees planted in the course of restoration shall in no event be less than the total caliper of all trees removed. Replacement shall be made with 2½ to 6 inch caliper trees and/or as directed by the City Forester.

If sufficient tree planting locations are unavailable within the contract area, the replacement trees shall be planted within 1/4 (one-quarter) mile of the contract area as determined by the City Forester except by special permit of the City Forester.

B. All trees within 30 ft. (9.1 m) of any excavation of construction of any building, structure, or street work shall be guarded through the length of the project with a good substantial fence, frame, or box not less than 4 feet (1.2 m) high and 8 ft. (2.4 m) square, or equivalent. All equipment, building materials, chemicals, dirt, or other debris shall be kept outside the barrier at all times.

C. No person shall intentionally damage, cut, carve or transplant any tree; attach any rope, wire, nails, advertising posters, or other contrivance to any tree; allow any gaseous, liquid, chemical, or solid substance that is harmful to such trees to come in contact with them; or set fire or permit any fire to burn when such fire or the heat thereof will injure any portion of any tree without first obtaining a written permit from the City Forester.

D. No person shall deposit, place, store, or maintain any stone, brick, sand, fill dirt, concrete, or other materials that may impede the free passage of water, air, and fertilizer to the roots of any tree growing therein, except by written permit of the City Forester.

E. No person shall preclude the percolation of water or nutrients and gaseous exchange vital to a tree's survival by placing any impervious materials (asphalt, macadam, concrete) within the confines of the tree well opening.

*Section 10. Proposed Development on Public Land* — A. The Site Plan for proposed development or improvement of any tract or parcel of land on which there are public trees shall be evaluated and approved by the City Forester before a building permit can be issued. The City Forester may inspect the site before approving or disapproving the site plan and at any time during the development, redevelopment, renovating or razing thereafter.

B. The Site Plan, shall include the following:

1. An accurate scale drawing detailing curb cuts, utility installations, paving, grade changes, existing trees, tree wells, proposed buildings.

2. Approximate location, size and species of all existing trees, trees to be maintained and trees to be removed.

3. Specification documents for:

a. Protection of existing trees during the development, redevelopment, renovating, or razing.

b. Grade changes or other work within a tree's drip line.

c. Disposal of trees to be removed. All debris shall be discarded by the contractor and the area made safe prior to the end of the working day.

4. Any new planting and/or tree replacement, specifying the location, species, size, and a completion date for the proposed work.

*Section 11. Obstruction: Trees Pruned* — It shall be the duty of any person or persons owning or occupying real property bordering on any street upon which property there may be trees, to

prune such trees in such manner that they will not obstruct or shade the street lights, obstruct the passage of pedestrians on sidewalks, obstruct vision of traffic signs, or obstruct the view of any street or alley intersection. The minimum clearance of any overhanging portion thereof shall be 8 ft. (3.05 m) over sidewalks, and 12 ft. (3.66 m) over all streets except truck thoroughfares, which shall have a clearance of 18 ft. (4.88 m) and/or at the discretion of the City Forester.

A. Notice to Prune — Should any person or persons owning real property bordering on any street fail to prune trees as herein above provided, the City Forester shall order such person or persons, within three (3) weeks after receipt of written notice, to so prune such trees.

B. Order Required — The order required herein shall be served by certified mail to the last known address of the property owner.

C. Failure to Comply — When a person to whom an order is directed shall fail to comply within the specified time, it shall be lawful for the City to prune such trees and assess the property owner for the cost of services rendered.

*Section 12. Emergencies* — In the case of officially declared emergencies, such as windstorms, ice storms, or other disasters, the requirements shall be waived so that the requirements of this Ordinance would in no way hinder private or public work to restore order in the City. This work shall follow maintenance standards as outlined by the City Forester.

*Section 13. Moving Large Objects* — No person shall move any building or other large objects that may injure public trees, or parts thereof, without first obtaining the approval of the City Forester and agreeing to conform to his/her requirements.

*Section 14. Permits Required* — A. A permit shall be a written document that authorized the bearer thereof to perform the proposed work as outlined on such permit. The permit shall be

issued only by the City Forester or his/her representative.

B. A permit shall be obtained by filling out an application in the Division of Grounds Maintenance Services, Carriage House, Roger Williams Park. Upon approving the application the City Forester or his/her representative shall issue said permit.

C. A permit shall be required for planting, spraying, pruning, cutting above ground, removing, or otherwise disturbing any tree on any street, park, or other public place.

D. The City Forester shall issue any permit provided for herein if the proposed method and workmanship shall be of a satisfactory nature and the project shall be consistent with this Ordinance. Any permit granted shall contain a definite date of expiration and the work shall be completed in the time allowed on the permit and in the manner as therein described. Any permit shall be void if its terms are violated.

E. The City Forester shall be notified by the bearer of said permit upon satisfactory completion of designated work.

F. Planting:

1. The application required herein shall state the number of trees to be set out or planted in public places, the location, grade, species, cultivar or variety of each tree, the method of planting, and such other information as the City Forester shall find reasonable necessary to a fair determination of whether a permit should be issued.

2. The City Forester shall have the right to make the final determination as to location, species, cultivar or variety of each tree and the method of planting before issuing said permit.

G. Maintenance — The application required herein shall state the number and kinds of trees to be sprayed, fertilized, pruned, or otherwise

preserved; the kind of treatment to be administered; the composition of the spray material to be applied; and such other information as the City Forester shall find reasonably necessary to a fair determination of whether a permit should be issued.

H. Removal, Replanting and Replacement

1. Wherever it is necessary to remove a tree in connection with the paving of a sidewalk, or the widening of the portion of a street or highway, the City shall replant the tree or replace it. This requirement will be satisfied if an equivalent number of trees of the same size and species as provided in the Arboricultural Specifications and Standards of Practice are planted within a 1/4 mile of the original tree location.

2. No person shall remove a public tree for the purpose of construction or any other reason, without first filing an application and procuring a permit from the City Forester. The City Forester may require replacement of a removed tree as a condition to the issuance of a permit. Such replacement shall meet the standards of size, species and placement as provided for in a permit issued by the City Forester. The person or property owner shall bear the cost of removal and replacement of all trees removed.

*Section 15. Registration of Tree Experts — To protect the public, the City shall require any person who removes or maintains trees on public property as a business to be:*

A. Properly licensed to perform such work.

B. Certified by State of Rhode Island or any other agency that regulates arboricultural practices.

C. Covered by Workman's Compensation to the extent required by Rhode Island law and Public Liability and Personal Property Insurance, in minimum amounts hereinafter mentioned adequate to cover and save harmless the City of Providence and its agents from all suits,

claims, or actions of every class and nature for or on persons, or property damage caused or claimed to be caused, directly or indirectly by the conduct of work contemplated, or by or in by acts of strangers, or any conditions due to the elements or any defects or insufficiencies in any method, material ways, machinery, equipment or apparatus used in connection with the work.

Public Liability Insurance with limits of not less than \$500,000 shall be carried.

D. Bonded.

E. Insured (Medical).

*Section 16. Interference with City Forester —* No person shall hinder, prevent, delay, or interfere with the City Forester or any of his assistants while engaged in carrying out the implementation of this Ordinance; provided, however, that nothing herein shall be construed as an attempt to prohibit the pursuit of any remedy, legal or equitable, in any court of competent jurisdiction for the protection of property rights by the owner of any property within the City.

*Section 17. Appeals —* Any adjustment of the standards required by this Ordinance or an appeal of a decision of the City Forester shall be taken to the Board of Park Commissioners. The Board of Park Commissioners upon receipt of such request, on forms provided by the City Forester, shall have the authority and duty to consider and act upon the request. This application shall clearly and in detail state what adjustments or requirements are being requested, reasons such adjustments or requirements are being requested, reasons such adjustments are warranted, and shall be accompanied with such supplementary data as is deemed necessary to substantiate the adjustment. The Board of Park Commissioners may approve, modify, or deny the requested adjustment, based upon protection of public interest, preservation of the intent of this Ordinance, and possible unreasonable and unnecessary hardships involved in the case.

The Board of Park Commissioners shall act on the application as expeditiously as possible and shall notify the applicant in writing within five (5) days of the action taken.

*Section 18. Violation and Penalty —* Any person violating or failing to comply with any of the provisions of this Ordinance shall be subject to court action and upon conviction thereof, shall be subject to the penalties contained in Sec. 1.10 of the Code of Ordinances of the City of Providence.

In addition, the person shall replace the tree and/or repair damage with a size and species permitted by the City Forester.

Each Tree affected by noncompliance with this Ordinance shall constitute a separate violation.

Violation of the Ordinance shall be the basis of withholding a final inspection permit until such violation is corrected to the satisfaction of the City Forester, Board of Park Commissioners.

*Section 19. Legality of Ordinance and Parts Thereof —* Should any section, clauses, or provisions of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or parts thereof, other than the part so declared to be invalid.

*Section 20.* Except for Sections 12 and 13, this Ordinance in no way regulates protection, maintenance, removal or planting of trees on the property of a one or two-family dwelling, where the owner of the property resides thereon.

*Section 21. Effective Date —* This Ordinance is hereby declared to be of immediate necessity for the preservation of public peace, health, and safety and shall be in full force and effective from and after its passage and publication as provided by law.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Fifty Thousand Dollars (\$50,000.00) from Public Property (1-018-241) Fuel to Capital Center Commission (1-014-16-341).

*Be it ordained by the City of Providence:*

*Section 1.* Chapter 1984-53 of the Ordinances of the City of Providence, as approved July 20, 1984, entitled: "An Ordinance Making an Appropriation of One Hundred Seventy-One Million, Fifty-Six Thousand, One Hundred Seventy-Seven Dollars and Fifty-Seven Cents (\$171,056,177.57), for the Fiscal Year Ending June 30, 1985, as Amended," is hereby further amended by transferring the sum of Fifty Thousand Dollars (\$50,000.00) from Public Property (1-018-241) Fuel to Capital Center Commission (1-014-16-341).

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

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

**Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilman Dillon, Councilwomen DiRuzzo, Fargnoli, Councilmen Farmer, Glavin, Lombardi, Petrosinelli and Stravato—13.**

**Noes: None.**

**Not Voting: Councilman O'Connor—1.**

**Absent: Councilmen Cola, Griffin and Pitts—3.**

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

## PRESENTATION OF ORDINANCES

**COUNCIL PRESIDENT EASTON (By Request):**

An Ordinance Adopting the Official Capital Improvement Program 1985-1990.

**COUNCILMAN GLAVIN and COUNCILMAN DILLON (By Request):**

An Ordinance in Amendment of and In Addition to Chapter 1982-15 of the Ordinances of

the City of Providence, Approved March 26, 1982, and entitled: "An Ordinance Approving and Adopting the Official Redevelopment Plan for the Hartford Avenue Renewal Project" for the Revision of the "Proposed Zoning Change" Plan.

**Severally Referred to the Committee on Urban Redevelopment, Renewal and Planning, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion to Refer, is Sustained.**

**COUNCILMAN GLAVIN, COUNCILMAN  
DILLON and COUNCILWOMAN FARG-  
NOLI (By Request):**

An Ordinance Amending the Appropriation Ordinance Chapter 1984-61, Approved September 27, 1984, Relative to the Water Supply Board.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments, and Repealing Ordinance Chapter 1984-63, Approved September 27, 1984, as Amended, relative to Water Supply Board.

An Ordinance Establishing a Compensation Plan for the City of Providence, and Repealing Chapter 1984-62, Approved September 27, 1984, as Amended, Relative to Water Supply Board.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring the Sum of Fifteen Thousand Dollars (\$15,000.00) from (1-018-01-211) Public Property; Motor Fuel to (1-018-01-501) Public Property; Office Equipment and Furniture.

An Ordinance Amending the Appropriation Ordinance Chapter 1984-53, Approved July 20, 1984, by Transferring Various Sums of Money within Various Departments.

**Severally Referred to the Committee on Finance, on motion of COUNCILMAN**

**GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion to Refer, is Sustained.**

An Ordinance to Authorize the Issuance of \$14,040,000.00 Refunding Bonds.

An Ordinance to Authorize the Issuance of \$10,000,000.00 Refunding Bonds.

**Severally Read and Collectively Passed the First Time, and Referred to the Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:**

**Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Glavin, Lombardi, O'Connor, Petrosinelli and Stravato—11.**

**Noes: None.**

**Not Voting: Councilman Farmer—1.**

**Absent: Councilmen Cola, Griffin and Pitts—3.**

**The motion for Passage the First Time and Referral to the Committee on Finance, is Sustained.**

**COUNCILMAN PITTS:**

An Ordinance in Amendment of and In

Addition to Sections 22 and 52 of Chapter 544, as Approved September 21, 1951, entitled: "Zoning Ordinance of the City of Providence".

**seconded by COUNCILWOMAN FARGNOLI.**

**The motion to Refer, is Sustained.**

**Referred to the Committee on Ordinances, on motion of COUNCILMAN GLAVIN,**

## PRESENTATION OF RESOLUTIONS

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

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Pitman Street, beyond the Salvation Army to the Seekonk River, on Saturday, June 1, 1985, from 10:00 o'clock A.M. to 5:00 o'clock P.M. and Sunday, June 2, 1985, from 10:00 o'clock A.M. to 10:00 o'clock P.M., to Accommodate the Richmond Square Riverfest.

*Resolved,* That the Traffic Engineer is requested to Prohibit Motor Vehicle Traffic along Pitman Street, beyond the Salvation Army to the Seekonk River, on Saturday, June 1, 1985, from 10:00 o'clock A.M. to 5:00 o'clock P.M. and Sunday, June 2, 1985, from 10:00 o'clock A.M. to 10:00 o'clock P.M., to Accommodate the Richmond Square Riverfest.

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

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Edendale Avenue, from Fruit Hill Avenue, to the Dead End Portion on Friday, July 12, 1985 and Saturday, July 13, 1985, from 5:00 o'clock P.M. to Midnight, and on Sunday, July 14, 1985 from 12:00 noon to Midnight, to Accommodate the Festival of St. Thomas Church.

*Resolved,* That the Traffic Engineer is requested to Prohibit Motor Vehicle Traffic along Edendale Avenue, from Fruit Hill Avenue, to the Dead End Portion on Friday, July 12, 1985 and Saturday, July 13, 1985, from 5:00 o'clock P.M. to Midnight, and on Sunday, July 14, 1985 from 12:00 noon to Midnight, to Accommodate the Festival of St. Thomas Church.

### **COUNCILWOMAN FARGNOLI:**

Resolution Extending Congratulations to George R. Sullivan in Recognition of His Dedicated Service to the Providence Fire Department and the Community and Extending Best Wishes for a Healthy and Prosperous Retirement.

*Whereas,* George R. Sullivan, firefighter for the Providence Fire Department, has selected to retire, following more than two decades of dedicated service, and

*Whereas,* Being an active member of his department, he became involved in the Firefighters Union from his first year of service, and

*Whereas,* George was elected Vice-President of Local 799 for three years and rose to the position of President, a post he held for two terms, and

*Whereas*, Among his numerous accomplishments were benefit increases to all city employees, including those who had retired, and

*Whereas*, An ambitious individual with respect to his beliefs, he attended sessions at the General Assembly to ensure passage of the amendment to the State Heart and Lung Bill and the Non-Residency Bill for police and firefighters,

*Now, therefore, be it Resolved*, That the Members of the City Council hereby express their sincere best wishes to George R. Sullivan, retired firefighter, for a happy and prosperous future and express their deep appreciation, for his tireless efforts, accomplishments and dedication to the City of Providence.

Light on Pole No. 1, located at the Corner of Homefield Avenue and Mt. Pleasant Avenue.

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**COUNCILMAN GLAVIN (By Request):**

Resolution requesting the Chief Electrical Inspector to Order the Existing Street Lights along Danforth Street to be Replaced with High Pressure Sodium Vapor Lights.

*Resolved*, That the Chief Electrical Inspector is requested to Order the Existing Street Lights along Danforth Street to be Replaced with High Pressure Sodium Vapor Lights.

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**COUNCILWOMAN FARGOLI (By Request):**

Resolution requesting the Traffic Engineer to Prohibit Motor Vehicle Traffic along Whitford Avenue, from Smith Street to River Avenue, on Sunday, May 26, 1985, from 12:00 Noon to 9:00 o'clock P.M., to Accommodate a Block Party.

*Resolved* That the Traffic Engineer is requested to Prohibit Motor Vehicle Traffic along Whitford Avenue, from Smith Street to River Avenue, on Sunday, May 26, 1985, from 12:00 Noon to 9:00 o'clock P.M., to Accommodate a Block Party.

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**COUNCILMAN LOMBARDI and COUNCILMAN O'CONNOR (By Request):**

Resolution requesting the Traffic Engineer to cause the Parking Meters along Broadway Terrace to be Removed.

*Resolved*, That the Traffic Engineer is requested to cause the Parking Meters along Broadway Terrace to be Removed.

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

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

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Resolution requesting the Chief Electrical Inspector to Order the Installation of a Street Light on Pole No. 1, located at the Corner of Homefield Avenue and Mt. Pleasant Avenue.

*Resolved* That the Chief Electrical Inspector is requested to Order the Installation of a Street

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**COUNCILMAN O'CONNOR (By Request):**

Resolution requesting the Chief of the Providence Police Department to cause the Enforcement of Sec. 18-5 of the Code of Ordinances of the City of Providence, entitled: "Riding and Driving on

Turf in Parks", with Respect to the Central High School Ball Field.

*Resolved*, That the Chief of the Providence Police Department is requested to cause the Enforcement of Sec. 18-5 of the Code of Ordinances of the City of Providence, entitled: "Riding and Driving on Turf in Parks", with Respect to the Central High School Ball Field.

Resolution requesting the Traffic Engineer to cause the Installation of "Vehicles Prohibited from Driving on Park Property" Signs along the Central High School Ball Field.

*Resolved*, That the Traffic Engineer is requested to cause the Installation of "Vehicles Prohibited from Driving on Park Property" Signs along the Central High School Ball Field.

Resolution requesting the Supervisor of Environmental Control to cause that Empty Lot located at the Corner of Eddy and Globe Streets to be Cleaned of All Debris and Baited for Rodents.

*Resolved*, That the Supervisor of Environmental Control is requested to cause that Empty Lot located at the Corner of Eddy and Globe Streets to be Cleaned of All Debris and Baited for Rodents; same lot being owned by Victory Polishing and Plating Company, Inc., 145 Globe Street.

**COUNCILMAN PETROSINELLI (By Request):**

Resolution requesting the Chief Electrical Inspector to Order the Installation of a 22,000 Lumen Mercury Vapor Light on Pole No.

W83-255, located along Cornwall and Donelson Streets.

*Resolved*, That the Chief Electrical Inspector is requested to Order the Installation of a 22,000 Lumen Mercury Vapor Light on Pole No. W83-255, located along Cornwall and Donelson Streets.

Resolution requesting the Chief Electrical Inspector to Order the Installation of a 22,000 Lumen Mercury Vapor Light on Pole No. GA 65SPA435, located along Donelson Street.

*Resolved*, That the Chief Electrical Inspector is requested to Order the Installation of a 22,000 Lumen Mercury Vapor Light on Pole No. GA 65SPA435, located along Donelson Street.

Resolution requesting the Chief Electrical Inspector to Order the Installation of a 22,000 Mercury Sodium Vapor Street Light on Pole No. 117, located along Douglas Avenue.

*Resolved*, That the Chief Electrical Inspector is requested to Order the Installation of a 22,000 Mercury Sodium Vapor Street Light on Pole No. 117, located along Douglas Avenue.

Resolution requesting the Traffic Engineer to cause the Installation of "No Parking" Signs along Lakeside Street.

*Resolved*, That the Traffic Engineer is requested to cause the Installation of "No Parking" Signs along Lakeside Street.

**COUNCILMAN PITTS (By Request):**

Resolution requesting the Chief Electrical Inspector to Order the Installation of Sodium Vapor Lights on those Poles located between 117 and 128 Woodbine Street.

*Resolved,* That the Chief Electrical Inspector is requested to Order the Installation of Sodium Vapor Lights on those Poles located between 117 and 128 Woodbine Street; said request being the

result of seven (7) breaks in that area over the past two years.

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

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

## REPORTS FROM COMMITTEES

### COUNCILWOMAN CAROLYN F. BRASSIL, Chairwoman COMMITTEE ON FINANCE

**Transmits the following with Recommendation the Same be Severally Adopted:**

Resolution requesting the City Collector to cause the Taxes to be Abated on that Property located at 23 Chapin Avenue, Lots 164 and 165, as Set Out and Delineated on City Assessor's Plat 36, in the Amount of \$5,295.56 as requested by the Providence Preservation Society.

*Resolved,* That the City Collector is requested to cause the Taxes to be Abated on that Property located at 23 Chapin Avenue, Lots 164 and 165, as Set Out and Delineated on City Assessor's Plat 36, in the Amount of Five Thousand Two Hundred Ninety-Five Dollars and Fifty-Six Cents (\$5,295.56) as requested by the Providence Preservation Society.

and Standards to cause that Demolition Lien on that Property located along 23 Chapin Avenue in the Amount of \$388.00 to be Waived, as requested by the Providence Preservation Society.

*Resolved,* That the Director of Inspection and Standards is requested to cause that Demolition Lien on that Property located along 23 Chapin Avenue in the Amount of Three Hundred Eighty-Eight Dollars (\$388.00) to be Waived, as requested by the Providence Preservation Society.

**Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARG-NOLI, by the following Roll Call Vote:**

**Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-**

Resolution requesting the Director of Inspection

**sil, Councilman Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli and Stravato—12.**

**Noes: None.**

**Absent: Councilmen Cola, Griffin and Pitts—3.**

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

Resolution of the City Council Endorsing House Bill 85-H 5124 Substitute "A", entitled: "An Act Amending the Rhode Island Fair Housing Practices Act".

*Whereas*, There is presently pending before the House Committee on Judiciary, "An Act

Amending the Rhode Island Fair Housing Practices Act", and

*Whereas*, Said Act would prohibit discrimination in rental property against people who have children,

*Now, therefore, be it Resolved*, That the Members of the Providence City Council hereby endorse House Bill 85-H 5124 Substitute "A", as it relates to refusal to rent or lease a housing accommodation to any person because such person has a minor child.

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

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

**COUNCILMAN JAMES A. PETROSINELLI, Chairman  
COMMITTEE ON PUBLIC WORKS**

**Transmits the following with Recommendation the Same be Severally Adopted:**

Resolution Granting Permission to Claremont Development Associates, Inc. to Construct a Handicap Ramp located at 30 Chestnut Street.

*Resolved*, That permission is hereby granted to the Claremont Development Associates, Inc. to construct a concrete ramp for the handicapped for accessibility into the Waite-Thresher Building at 30 Chestnut Street, all in accordance with accompanying plans and conditions as set forth by the Director of the Department of Inspection and Standards.

Resolution Establishing Winslow Street, from Greene Street to Broad Street, as a One-Way Street, in a Southwesterly Direction.

*Resolved*, That Winslow Street be established as a One-Way Street in a Southwesterly direction, from Greene Street to Broad Street.

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

COUNCILMAN FARMER desires to be Recorded as "Not Voting" relative to the following:

Construct a Handicap Ramp located at 30 Chestnut Street."

The motion for Passage, is Sustained.

"Resolution Granting Permission to Claremont Development Associates, Inc. to

**COUNCILMAN THOMAS F. O'CONNOR, JR., Chairman  
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL  
AND PLANNING**

Transmits the following with Recommendation of Adoption, as Amended:

An Ordinance Establishing a First Source List, as Amended.

DiRuzzo, Fagnoli, Councilmen Farmer, Glavin, Lombardi, O'Connor, Petrosinelli, Pitts and Stravato—13.

Read and Passed the First Time, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, by the following Roll Call Vote:

Noes: None.

Absent: Councilmen Cola and Griffin—2.

Ayes: Council President Easton and Councilman Annaldo, Councilwoman Bras-sil, Councilman Dillon, Councilwomen

The motion for Passage the First Time, as Amended, is Sustained.

The following Is Transmitted with Recommendation of Adoption:

Resolution Authorizing the City Council of the City of Providence, Rhode Island to File a Statement of Objectives and Funding under the Housing and Community Development Act.

receive Community Development Block Grant Entitlement Funds for fiscal year 1985 under Section 106(a) or (h) of Title 1 of the Housing and Community Development Act of 1974 and the Housing and Community Development Technical Amendments Act of 1984 (Public Law 98-479), and

Whereas, The City of Providence is eligible to

*Whereas*, The Statement of Objectives and Funding shall be filed with the Boston Area Office of the Department of Housing and Urban Development as soon as possible.

*Now, therefore, be it Resolved*, That the City Council of the City of Providence, County of Providence, State of Rhode Island, hereby authorize the City of Providence, through its official representative, the Mayor, to file a *Statement of Objectives and Funding* with the Boston Area Office of the Department of Housing

and Urban Development for the purpose of obtaining Community Development Block Grant Funds.

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

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

## PETITIONS

**COUNCILMAN GLAVIN and COUNCILMAN DILLON (By Request):**

Petition of the Providence Redevelopment Agency to Amend Chapter 544 of the Ordinances of the City of Providence, as Approved September 2, 1951, to Change the Zoning on Certain Lots located within the Hartford Avenue Renewal Project.

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

**The motion to Refer, is Sustained.**

Petition of Chrysoula and Panagiotis Ionnidis, d/b/a Pete's Corner, Owners of Property located at the Corner of 248 Dexter Street and 100 Sprague Street, requesting Approval by the City Council to Grant Dispensation to Permanently Occupy 6" of the Sidewalk.

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

**The motion to Refer, is Sustained.**

## FROM THE CLERK'S DESK

Petition of J. & H. Electric Company to Abandon Ashcroft Street, from the Easterly Line of Richmond Street to the Westerly Line of Elbow Street.

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

**The motion to Refer, is Sustained.**

**Petitions for Compensation for Injuries and Damages, viz:**

A.T. & T. Information Systems

Concetta A. Carlucci

John A. Casparino

Deborah Charpentier

Edward B. Dexter

Clifford E. Goins

Janet A. Guillemette

Janet Hurley

David Mercer

Lorraine Moschella

Alphonse J. Paolozzi

Edith I. Simeone

**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.**

## ADJOURNMENT

There being no further business, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI, the City Council adjourns at 8:30 o'clock P.M. (E.D.T.) to meet again on THURSDAY, JUNE 6, 1985 at 8:00 o'clock P.M. (E.D.T.).

*Rose M. Mandonea*

*City Clerk*