

RESOLUTION OF THE CITY COUNCIL

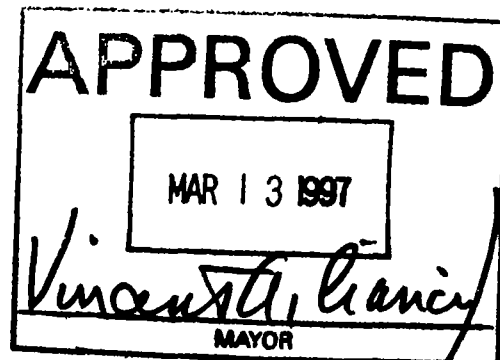
No. 121

Approved March 13, 1997

RESOLVED, That the City Council endorses and urges passage by the General Assembly of An Act Relating to Towns and Cities --Zoning Ordinance, in substantially the form attached.

IN CITY COUNCIL
MAR 6 1997
READ AND PASSED

Evelyn V. Fargnoli
PRES.
Michael L. Clement
CLERK



DS207

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

96-H 8389

JANUARY SESSION, A.D. 1996

A N A C T

RELATING TO TOWNS AND CITIES -- ZONING
ORDINANCE

96-H 8389

Introduced By: Reps. Smith, Moura

Date Introduced: February 6, 1996

Referred To: Committee on Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 45-24-37 of the General Laws in Chapter 45-24
2 entitled "Zoning Ordinances" is hereby amended to read as follows:

3 45-24-37. General provisions -- Permitted uses. [Effective Janu-
4 ary 1, 1992.]-- (1) The zoning ordinance shall provide a listing of
5 all land uses and/or performance standards for uses which shall be
6 permitted within the zoning use districts of the municipality.

7 (2) Notwithstanding any other provision of this chapter, the fol-
8 lowing uses shall be permitted uses within all residential zoning use
9 districts of a municipality and all industrial and commercial zoning
10 use districts except where residential use is prohibited for public
11 health or safety reasons:

12 (a) Households;

13 (b) Community-residences;

14 (c) Family day care homes.

15 (3) Notwithstanding any other provision of this chapter, the fol-
16 lowing uses shall be permitted uses within all residential zoning use
17 districts of a municipality and all industrial and commercial zoning

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1 use districts except where residential use is prohibited for public
2 health or safety reasons; except in any municipality which at the time
3 of the application for the building permit for such facility shall
4 have in existence within that community more than 50% in excess of its
5 "proportionate share" of all such facilities; "proportionate share"
6 being the average per capita number of facilities in any municipality
7 in the state of Rhode Island.

8 (a) Community residences.

9 SECTION 2. This act shall take effect upon passage.

DS207

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
AN ACT

RELATING TO TOWNS AND CITIES -- ZONING
ORDINANCE

1 This act would prohibit each community from having in excess
2 of its "proportionate share" of community residences.
3 This act would take effect upon passage.