

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 170

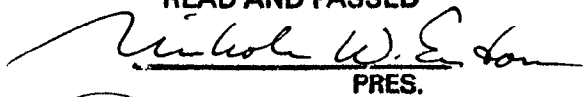
Approved April 14, 1988

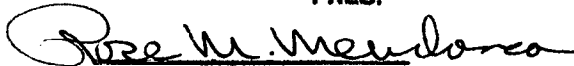
RESOLVED, that the City Council of the City of Providence requests that the General Assembly to enact legislation relating to automobile repair shops the purpose of which is to allow the city to license shops and impose penalties on shops doing business illegally.

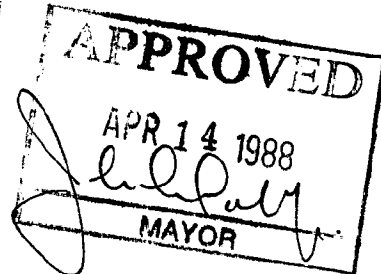
IN CITY COUNCIL

APR 7 1988

READ AND PASSED


PRES.


CLERK



RESOLUTION OF THE CITY COUNCIL

No. 171

Approved April 14, 1988

88

88-H 9199

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1988

A N A C T

RELATING TO AUTOMOBILE REPAIR SHOPS

88-H 9199

Introduced By: Rep. Batastini

Date Introduced: March 4, 1988

Referred To: Committee on Corporations

It is enacted by the General Assembly as follows:

Cities and towns are hereby authorized to provide by ordinance for the issuing and revocation of licenses, to all persons, firms or corporations establishing, operating and maintaining automobile repair shops for mechanical and electrical repairs on motor vehicles for money, and for the charging and collecting of fees for such licenses, as well as penalties for the operation thereof without such license or in violation of any ordinance or regulation made as authorized herein; provided, that the fee prescribed shall not exceed two hundred dollars (\$200.00) per annum per authorized location, nor shall the penalty prescribed for operating without a license exceed five hundred dollars (\$500.00) or imprisonment exceeding thirty (30) days. The penalty for all other violations shall not exceed five hundred dollars (\$500). Provided, however, that this section shall not apply to automobile body repair shops as defined in and regulated by title 5, chapter 38 of the General Laws.

S T A T E O F R H O D E I S L A N D

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1988

A N A C T

RELATING TO STATE MAINTENANCE OF BRIDGES

Introduced By:

Date Introduced:

Referred To:

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 8 in title 24 of the General Laws entitled "Construction and Maintenance of State Roads" is hereby amended to read as follows:

24-8-22. Examination and repair or construction of bridges. The director of transportation shall make an examination of all said bridges, and shall determine which of said bridges shall be constructed, repaired or reconstructed, and contracts shall be placed in the manner prescribed by 24-8-12 for the construction, reparation or reconstruction of the same; and the expense of such construction, reparation or reconstruction shall be paid by the state from funds available for such purpose.

24-8-23. Cost of construction or repair of bridges used by public utilities. - Upon the completion of the construction, reparation or reconstruction of any of said bridges, used by any public utility, except a municipally-owned public utility, the director of transportation shall file a full and detailed statement setting forth the amount expended in the construction, reparation or reconstruction of each bridge used by any public utility, except a municipally-owned public

utility, with the public utility administrator, and a copy of such statement shall be filed in the treasurer's office of such public utility. The said public utility administrator, shall immediately set a time for hearing and shall after notice of such hearing to said public utility and to said department of transportation, determine what amount, if any, of the expense of said construction, reparation or reconstruction of such bridge or bridges shall be paid by such public utility upon the basis and in the manner provided in 39-2-6, except when said public utility is owned by a municipal corporation of the state in which case no hearing is required or expense paid.

If any payment, determined to be due from any public utility shall not be paid to the state within one (1) year from the date of the determination by the public utility administrator of the amount due from any public utility, the state shall be entitled to recover the amount due in an action of debt, together with interest from six (6) months from the date of said determination by the public utility administrator, at the rate of ten percent (10%) per annum, and upon securing judgment against any public utility, execution shall issue against property of said public utility.

24-8-24. Bridges incorporated into state system -

Responsibility for maintenance. - All bridges so repaired, constructed or reconstructed pursuant to the provisions hereinbefore set forth shall upon the completion of such construction, reparation or reconstruction be and become a part of the state highway system, and shall henceforth be repaired, maintained and reconstructed by the state under the supervision of the director of transportation, except that where any of said bridges are used by any public utility, except a municipally-owned public utility, then the said public utility shall pay in the manner provided by 24-8-23 toward the maintenance, reparation and reconstruction of said bridge.

24-8-25. Bringing new bridges into state system. - Any bridge lying in any highway or highways which have been constructed by or upon which work has been done by the state under the supervision of the director of transportation, which shall not be constructed, repaired or reconstructed by said director of transportation before the making of his next annual report, may be included in his next or any subsequent annual report and recommended for construction, reparation or reconstruction, and the general assembly may appropriate money for such construction, reparation or reconstruction. And whenever hereafter said director of transportation shall recommend the relocating, regarding or improving of any highway which shall include any bridge, said bridge shall come under the supervision of said director of transportation, and the legislature shall upon appropriating money for the relocating, regarding or improving of such highway also make a specific appropriation for the construction, reparation or reconstruction of such bridge according to the recommendations of said director of transportation, except that each public utility, except a municipally-owned public utility, using any of said bridges shall repay to the state such portion of the cost of construction, reparation or reconstruction of said bridges to be determined in such manner as is provided by 24-8-23. Such bridges when so constructed, repaired or reconstructed shall thereupon become a part of the state highway system, and shall henceforth be maintained by the state, except those bridges which are used by any public utility, except a municipally-owned public utility, which shall pay such part of the cost of maintenance of the same in the manner provided by 24-8-23.

24-8-26. Removal of snow and ice from bridges - Notice of defects. - Every town or city in which any bridge is located, which shall be maintained by the state under the provisions of this chapter, shall at its own

expense keep such brige within its limits sufficiently clear of snow and ice so that the same shall be reasonably safe for traveling, and shall at once notify in writing the director of transportation or his employees of any defect or want of repair in such bridge. Said director of transportation shall upon the receipt of such information notify any public utility using such bridge of such defect or want of repair.

24-8-27. Bridge defined - Responsibility for smaller structures. - The word "bridge" as used in this chapter shall be any structure not less than five (5) feet in width. Any structure less than five (5) feet in width lying in any highway now being or hereafter becoming a part of the state highway system shall be constucted, repaired or reconstructed at the expense of the state.

24-8-28. Sakonnet river stone bridge. - The department of transportation shall have full charge and control of the operation and maintenance of the Rhode Island stone bridge across Sakonnet River connecting the island of Rhode Island with the mainland, and said bridge is hereby made a part of the state highway system. Said department shall appoint such attendants and other employees as may be required for the care and operation of said bridge, and in all matters of the care, operation, and maintenance of said bridge said department shall exercise full authority. All appropriations for the care, maintenance, and repair of said bridge shall be expended under the direction of said department.

24-8-28.1. Gainer Dam Bridge. - The department of transportation shall have full charge and control of the operation and maintenance of the Gainer Dam Bridge a section of route 12 crossing the Providence reservoir, and said bridge is hereby made a part of the state highway system. Said department shall appoint such attendants and other employees as may be required for the care and operation of said bridge, and in all matters of the care, operation, and maintenance of said bridge said department shall exercise full authority. All appropriations for the care,

maintenance, and repair of said bridge shall be expended
under the direction of said department.

SECTION 2. This act shall take effect upon passage.

EXPLANATION OF
AN ACT
RELATING TO STATE MAINTENANCE OF BRIDGES

This act would exempt municipally-owned public utilities from having to pay the state for the maintenance of bridges that they use in part or in whole. It further requires the state to maintain the Gainer dam bridge, a section of route 12, that crosses the Providence reservoir.

This act shall take effect upon passage.