

# RESOLUTION OF THE CITY COUNCIL

No. 197

Approved April 29, 1996

RECEIVED  
CITY CLERK  
APR 29 1996

RESOLVED, that the City Council endorses and urges passage by the General Assembly of Senate Bill 96-S 3011 and House Bill 96-H 8389 Relating to Towns and Cities, in substantially the form attached.

IN CITY COUNCIL

APR 18 1996  
READ AND PASSED

*Evelyn V. Fargnoli*

ACTING PRES.

*Michael S. Clement*

CLERK

APPROVED

APR 29 1996

*Vincenzo A. Cianciola*

MAYOR

IN CITY COUNCIL  
MAR 21 1996  
FIRST READING  
REFERRED TO COMMITTEE ON

CLERK

THE COMMITTEE ON  
*State Legislation*  
Approves Passage of  
The Within Resolution  
*Juan M. Angione*  
APR 15 1996

*Councilwoman Jarguoli*

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DS207  
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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

# 96-H 8389

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.

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DS207  
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## EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

RELATING TO TOWNS AND CITIES -- ZONING  
ORDINANCE

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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.

# 96-S 3011

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  
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DDS207  
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BY THE LEGISLATIVE COUNCIL

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AN ACT

RELATING TO TOWNS AND CITIES -- ZONING  
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1 This act would prohibit each community from having in excess  
2 of its "proportionate share" of community residences.

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DDS207  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

96-S 3011

JANUARY SESSION, A.D. 1996

A N A C T

RELATING TO TOWNS AND CITIES -- ZONING  
ORDINANCE

96-S 3011

Introduced By: Senators Kells (by request) and Walton

Date Introduced: FEBRUARY 6, 1996

Referred To: Senate 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-  
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17 districts of a municipality and all industrial and commercial zoning