

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

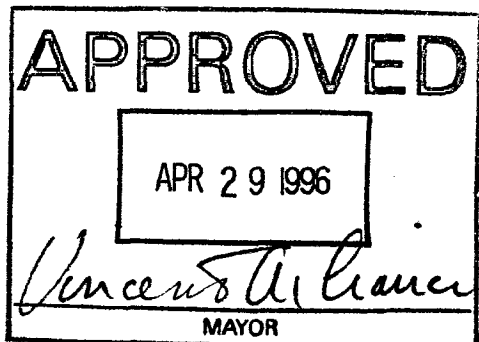
APR 18 1996
READ AND PASSED

Evelyn V. Fargnoli

ACTING PRES.

Michael R. Clement

CLERK



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

CLERK

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

Councilwoman Jarguoli

DS207

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

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, MouraDate Introduced: February 6, 1996Referred 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.

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.

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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- 1 This act would prohibit each community from having in excess
2 of its "proportionate share" of community residences.
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 DDS207

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 WaltonDate Introduced: FEBRUARY 6, 1996Referred 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-
 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