

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 255

Approved May 11, 2001

RESOLVED, That the Providence City Council hereby Endorses and Urges
Passage of Senate Bill 2001-S 0346 and House Bill 2001-H 6083, Relating to Alcoholic
Beverages-Retail Licenses-Class N Nightclub Licenses.

IN CITY COUNCIL
MAY 10, 2001
READ AND PASSED

Balsandra Young
PRES. *Acting*

Richard L. Clement
CLERK

APPROVED

MAY 11 2001

David G. Gandy
MAYOR

READ AND PASSED
IN CITY COUNCIL

CLERK

BY

IN CITY COUNCIL
APR 5 2001
FIRST READING
REFERRED TO COMMITTEE ON
STATE LEGISLATION

Melinda R. Clemons CLERK
RC

THE COMMITTEE ON
State Legislation
Recommends Approval
Carol Burlew CLERK
May 2, 2001

Councilwoman Williams

2001 -- H 6083

LC02242

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. 2001

A N A C TRELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES -- CLASS N
NIGHTCLUB LICENSES

Introduced By: Representatives Moura, McCauley, Smith, Williams and
DeSimone

Date Introduced: February 14, 2001

Referred To: Committee on Special Legislation

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 3-7 of the General Laws entitled "Retail Licenses" is hereby amended by adding thereto the following section:

3-7-16.6. Class N night club license. -- (a) Notwithstanding the provisions of section 3-5-9, any establishment that holds a Class B license or a Class ED license shall be required to have a Class N nightclub license if it:

(1) has a fire department occupancy permit equal to or greater than one hundred fifty (150) persons;
and

(2) performs any two (2) of the following acts:

(i) provides live music (including simultaneous broadcast of live music) or recorded music played by a disc jockey;

(ii) permits patrons to dance; or

(iii) charges a cover charge to patrons.

(b) No establishment with a Class N license may admit patrons under twenty-one (21) years of age on the premises of such establishment if alcoholic beverages are being sold, served or permitted on the premises at that time.

(c) Subject to section 3-7-7(a)(1) and notwithstanding the provisions of section 3-7-7(a)(4), an establishment holding a Class N nightclub license may neither admit patrons to its premises between the hours of 1:00 a.m. and 2 a.m. nor serve any alcoholic beverages to patrons between the hours of 1:30 a.m. and 2 a.m.

(d) The licensing authority of each town or city will establish the cost and duration of all Class N nightclub licenses issued by that authority.

(e) Notwithstanding the provisions of section 3-5-17, no licensing authority may issue a Class N nightclub license unless the following notice requirements have been met:

(1) Any establishment applying for a Class N nightclub license, or the renewal of such license, or which is the subject of a hearing relating to its Class N nightclub license, must provide the general public with notice of its application by posting a twenty-four (24) inch by thirty-six (36) inch notice on its premises, in a manner clearly visible to the general public, at least thirty (30) days prior to the hearing date before the licensing authority for such license, and at least thirty (30) days prior to hearings related to such license on appeal to the director. If any hearing is scheduled to occur in less than thirty (30) days, the applicant or Class N nightclub license holder, must post this notice within three (3) business days after its receipt of notification of that hearing from the licensing authority or the director.

(2) The notice shall contain the name of the applicant and a description by street and number or other plain designation of the particular location for which the Class N nightclub license is requested. The notice shall state that remonstrants are entitled to be heard at the hearing on the Class N nightclub license, and shall provide the time and place of that hearing.

(f) Any establishment that holds a Class N nightclub license must:

(1) comply with local ordinances governing noise levels;

(2) maintain good order with a perimeter not to exceed five hundred feet (500') surrounding the establishment and on or around any leased or used parking area. Maintaining good order includes picking up litter and securing any real or personal property damage within these areas wherever such damage threatens the remaining property value due to weather or attractive nuisance;

(3) cooperate with law enforcement officials;

(4) fund roving patrols by the police department of the licensing authority where, in the judgment of the licensing authority, the number and proximity of holders of Class N nightclub licenses within its jurisdiction so requires; and

(5) provide private security for the safety of patrons to that establishment, which private security must be TIPS certified.

- (g) The licensing authority of each town or city will develop requirements for police details for the purposes of public safety and traffic control in and around the premise of each establishment holding a Class N nightclub license.

SECTION 2. This act shall take effect upon passage.

LC02242

**EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF**

A N A C T

**RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES -- CLASS N
NIGHTCLUB LICENSES**

This act would provide for the creation of a Class N nightclub license to be held by certain retail sellers of alcoholic beverages.

This act would take effect upon passage.

As always, your comments concerning this page are welcomed and appreciated.

Thank you for stopping by!

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2001 -- S 0346

LC02284**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. 2001****A N A C T****RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES -- CLASS N
NIGHTCLUB LICENSES****Introduced By:** Senator John M. Roney**Date Introduced:** February 8, 2001**Referred To:** Committee on Special Legislation

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 3-7 of the General Laws entitled "Retail Licenses" is hereby amended by adding thereto the following section:

3-7-16.6. Class N night club license. -- (a) Notwithstanding the provisions of section 3-5-9, any establishment that holds a Class B license or a Class ED license shall be required to have a Class N nightclub license if it:

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(c) Subject to section 3-7-7(a)(1) and notwithstanding the provisions of section 3-7-7(a)(4), an establishment holding a Class N nightclub license may neither admit patrons to its premises between the hours of 1:00 a.m. and 2 a.m. nor serve any alcoholic beverages to patrons between the hours of 1:30 a.m. and 2 a.m.

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