

# City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

## CHAPTER 2007-50

No. 495 AN ORDINANCE IN AMENDMENT OF CHAPTER 27 OF THE ORDINANCES OF THE CITY OF PROVIDENCE ENTITLED "THE CITY OF PROVIDENCE ZONING ORDINANCE" APPROVED JUNE 27, 1994, AS AMENDED.

Approved NOVEMBER 8, 2007

*Be it ordained by the City of Providence:*

SECTION 1: Chapter 27 of the Ordinances of the City of Providence, entitled "The City of Providence Zoning Ordinance" approved June 27, 1994, as amended, is hereby further amended by changing the following text in Appendix A and Article III (the text to be removed is crossed out; the new text is underlined):

A. Appendix A is amended as follows:

- 26 Day Care Home – Family Day Care Home (See Definitions)  
26.1 Day Care – Day Care Center, up to 8 people receiving day care (See Definitions)  
26.2 Day Care – Day Care Center (see definitions), 79 to 12 people receiving day care Any other day care center which is not a family day care home  
26.23 Day Care – Day Care Center (see definitions), more than 12 people receiving day care Any other day care center which is not a family day care home

B. Use Table 2.0 in Section 303 is amended as follows:

Use Code	Use	R-1	R-2	R-3	R-G	R-M	C-1	C-2	C-4	D-1	D-2	W-1	W-2	W-3	M-1	M-2	I-1	I-2	I-3	R-P	P-S	O-S	C-D
26	Day Care – Family Day Care Home	Y <sup>4</sup>	Y <sup>4</sup>	Y <sup>4</sup>	Y <sup>4</sup>	Y <sup>4</sup>	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	N	Y <sup>4</sup>	N	N	N
26.1	Day Care – Day Care Center, up to 8 people receiving day care	Y <sup>4</sup>	Y <sup>4</sup>	Y <sup>4</sup>	Y <sup>4</sup>	Y <sup>4</sup>	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	N	Y <sup>4</sup>	N	N	N
26.2	Day Care – Day Care Center, 79 to 12 people receiving day care	S <sup>4</sup>	S <sup>4</sup>	S <sup>4</sup>	S <sup>4</sup>	S <sup>4</sup>	Y	Y	Y	Y	Y	Y	Y	N	S	N	Y	Y	Y	S <sup>4</sup>	N	N	N
26.23	Day Care – Day Care Center, more than 12 people receiving day care	N	N	N	N	S	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	S	N	N	N

C. Footnote 4 to Use Table 2.0 in Section 303 is amended as follows:

4. Provided that if the day care facility is located in a dwelling unit, no more than fifty (50) percent of the GFA of the dwelling unit is devoted to day care and no more than one (1) person not living in the unit is employed by the day care facility.

SECTION 2. This Ordinance shall take effect upon passage and publication as prescribed by law.

10-1-07

IN CITY COUNCIL  
JUN 7 2007  
FIRST READING  
REFERRED TO COMMITTEE ON  
ORDINANCES  
*John M. Stebbins* CLERK

Councilman Tejada and Councilman Luna, By Request

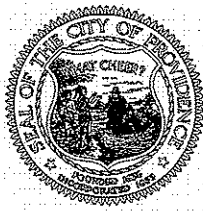
THE COMMITTEE ON  
*Ordinances*  
RECOMMENDS *Small Public Hearing*  
7-25-07 CLERK  
10-1-07 *Public Hearing Held*

THE COMMITTEE ON  
ORDINANCES  
Approves Passage of  
The Within Ordinance  
*John M. Stebbins*  
10-2-07 Clerk

IN CITY COUNCIL  
OCT 18 2007  
FIRST READING  
READ AND PASSED  
*John M. Stebbins* CLERK

IN CITY  
COUNCIL  
NOV 1 2007  
FINAL READING  
READ AND PASSED  
*John D. Mancusi* PRESIDENT  
*John M. Stebbins* CLERK

APPROVED  
*John D. Mancusi*  
MAYOR 11/6/07



## Providence City Plan Commission

DAVID N. CICILLINE  
Mayor

June 21, 2007

Honorable Michael A. Solomon, Chair  
Committee on Ordinances  
Providence City Hall  
25 Dorrance Street  
Providence, RI 09203

Attn: Anna Stetson, City Clerk

**Re: CPC Referral 3286: Ordinance Amendment to Amend Appendix A and Use Table 2.0 in Section 303 relative to Day Care.**

Dear Councilman Solomon:

At a regular meeting of the City Plan Commission on June 19, 2007, and pursuant to Section 1100 of the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, as amended, the Commission reviewed a proposal for the above-captioned amendment to the Ordinance. The Commission voted unanimously as described below to make certain findings of fact and to recommend that the proposed ordinance be approved.

### **Findings of Fact**

Article XI of the Zoning Ordinance requires that in order for the CPC to make a positive recommendation on amendments to the Ordinance, it must demonstrate consistency with the Comprehensive Plan and with the purposes of zoning as listed in Section 100 of the Ordinance.

This proposal is consistent with the Comprehensive Plan and the Zoning Ordinance in that it consistently implements state law and protects public health, safety and welfare.

### **Recommendation**

The Commission voted to advise the City Council to adopt the change as presented.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Ise".

Christopher J. Ise  
Administrative Officer



RECEIVED

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

1911

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: May 23, 2007

TO: Christopher Ise, Department of Planning & Development

SUBJECT: **SEE ATTACHED PETITION**

CONSIDERED BY: Anna M. Stetson, Second Deputy City Clerk

DISPOSITION: I have enclosed a copy of a petition for a zoning change for Family Day Care Home, for placement on the next agenda of the City Plan Commission. Once this matter is heard could you please forward a copy of the decision to my attention in order that we may place it on the agenda. Please contact me at 421-7740, extension 568 if you have any questions or need further information.

  
City Clerk