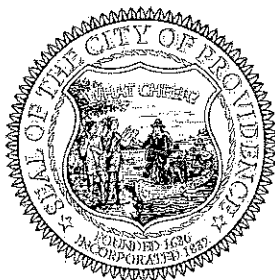


**CITY OF PROVIDENCE
RHODE ISLAND**



**CITY COUNCIL
JOURNAL OF PROCEEDINGS**

No. 7 City Council Regular Council Meeting, Thursday, March 3, 2016, 7:00 o'clock P.M.

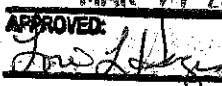
**PRESIDING
COUNCIL PRESIDENT
LUIS A. APONTE**

CALL TO ORDER

**PRESENT: COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO,
COUNCILMEN CORREIA, HASSETT, IGLIOZZI, JACKSON,
COUNCILWOMAN MATOS, COUNCILMEN NARDUCCI, PRINCIPE,
COUNCILWOMAN RYAN, COUNCILMEN SALVATORE, YURDIN AND ZURIER
– 13.**

ABSENT: COUNCILWOMAN HARRIS AND COUNCILMAN JENNINGS – 2.

**ALSO PRESENT: LORI L. HAGEN, CITY CLERK, TINA L. MASTROIANNI,
ASSISTANT CLERK, DONNA PELIGIAN, ASSISTANT CLERK, AND JEFFREY
DANA, CITY SOLICITOR**

**IN CITY COUNCIL
MAR 17 2016**
APPROVED:  **CLERK**

ROLL CALL

INVOCATION

The Invocation is given by **COUNCILMAN TERRENCE M. HASSETT**.

"Dear Lord, we ask that You continue to provide leadership to this important body and the City of Providence and make the lives of people and their families happier and to protect us. We ask this in Your name. Amen."

PLEDGE OF ALLEGIANCE

COUNCILMAN JOHN J. IGLIOZZI Leads the Members of the City Council and the Assemblage in the Pledge Allegiance to the flag of the United States of America.

APPOINTMENTS BY HIS HONOR THE MAYOR

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1103 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Lucy Rose**, of One Amy Street, Providence, Rhode Island 02906, as a member of the **Human Relations Commission** for a term ending on January 31, 2019, and respectfully submits the same for your approval. (Ms. Rose fills a vacant position on the Commission, formerly filled by Elvys Ruiz.)

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1103 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Cesar Teo**, of 24 Fern Street, Providence, Rhode Island 02908, as a member of the **Human Relations Commission** for a term ending on January 31, 2019, and respectfully submits the same for your approval.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1009 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Marc Greenfield**, of 56 Alumni Avenue, Providence, Rhode Island 02906, as the Chairman of the **Zoning Board of Review** for a term ending on January 31, 2021, and respectfully submits the same for your approval.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Mary B. Shekarchi**, Esquire, of 282 Blackstone Boulevard, Providence, Rhode Island 02906, as a member of the **Providence Harbor Management Commission** for a term to expire on December 31, 2018, and respectfully submits the same for your approval.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 814 of the Providence Home Rule Charter of 1980, as amended, he is this day re-appointing **Nancy Kirsch**, of 106 Freeman Parkway, Providence, Rhode Island 02906, as a member of the **Board of Tax Assessment and Review** for a term to expire on January 31, 2019, and respectfully submits the same for your approval.

Communication from His Honor the Mayor, dated February 26, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Diagneris Garcia**, of 16 Wallace Street, Providence, Rhode Island 02909, as a member of the **Providence School Board** for a term to expire on January 31, 2018, and respectfully submits the same for your approval. (Ms. Garcia replaces Keith Oliveira who has resigned.)

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILMAN CORREIA.

COUNCIL PRESIDENT APONTE Refers the Several Communications to the Committee on Finance.

RESULT:	REFERRED
TO:	Committee on Finance

Communication from His Honor the Mayor, dated February 24, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Rhode Island General Law 45-42.1-3, as well as Zoning Ordinance 501.1(c), he is this day appointing **Victoria Wilson**, of 84 Melrose Street, Providence, Rhode Island 02907, as a member of the **Historic District Commission** for a term to expire on September 30, 2018. (Ms. Wilson replaces Jon Couture whose term has expired)

Communication from His Honor the Mayor, dated February 23, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1011 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing **Manuel Cordero Alvarado**, of 48 Hammond Street, Providence, Rhode Island 02909, as a member of the **Providence Redevelopment Agency** for a term ending on January 1, 2021.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701(b) of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **J. Aaron Regunberg**, of 62 Camp Street, Providence, Rhode Island 02906, as a member of the **School Board Nominating Committee** for a term ending on January 31, 2019.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701(b) of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Delia Rodriguez-Masjoan**, of 25 Devereux Street, Providence, Rhode Island 02909, as a member of the **School Board Nominating Committee** for a term ending on January 31, 2019.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, Section 502.1 of the Code of Ordinances of the City of Providence, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Architect Kyle Bamrick**, of 33 Lois Avenue, Providence, Rhode Island 02908, as an alternate member-architect of the **Downcity Design Review Committee** for a term ending on January 31, 2019.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, Section 502.1 of the Code of Ordinances of the City of Providence, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **John Rupp**, Associate General Counsel at Textron, Inc, 400 Westminster Street, Providence, as an alternate member-property owner representative of the **Downcity Design Review Committee** for a term ending on January 31, 2019.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1101 of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day re-appointing **Joseph Cataldi**, of 30 Hagan Street, Providence, Rhode Island 02904, as a member of the **Providence Water Supply Board** for a term ending on January 31, 2020.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended and Section 502.1 of the Code of Ordinances of the City of Providence, he is this day re-appointing **Mr. Allesandro Montanari**, of 31 Foch Avenue, Providence, Rhode Island, 02904 as a member of the **Narragansett Bay Water Quality Management District Commission** for a term to expire on January 31, 2019.

Communication from His Honor the Mayor, dated February 18, 2016, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended and Rhode Island Public Law of 1980, Chapter 84, he is this day re-appointing **Elli Panichas**, of 32 Jacqueline Drive, Providence, Rhode Island, 02909 as a member of the **Board of Park Commissioners** for a term to expire on January 31, 2020.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Receives the foregoing Communications, Seconded by COUNCILMAN CORREIA.

RESULT: RECEIVED

ORDINANCE(S) SECOND READING

The Following Ordinances were in City Council February 18, 2016, Read and Passed the First Time and are Severally Returned for Passage the Second Time:

COUNCILMAN PRINCIPE, (By Request):

An Ordinance Approving and Adopting the Port Redevelopment Plan, Dated July 2015 and Amending in its entirety the prior Port of Providence Redevelopment Plan.

WHEREAS, The City Council of the City of Providence has designated Redevelopment Areas 1, 2, 3 and 4 within the City ("Redevelopment Areas") as redevelopment areas pursuant to Chapters 31-33 of title 45 of the Rhode Island General Laws, the Redevelopment Act of 1956, as amended (the "Redevelopment Act"); and

WHEREAS, The Providence Redevelopment Agency is authorized, within a redevelopment area, to purchase, lease, obtain an option upon, acquire by gift, grant, bequest, devise, or otherwise, any real or personal property, or any estate or interest in it, together with any improvements on it; to acquire by the exercise of the power of eminent domain any real property or any estate or interest in it, although temporarily not required to achieve the purposes of the Redevelopment Act; to clear, demolish, or remove any and all buildings, structures, or other improvements from any real property so acquired; to rehabilitate or otherwise improve any or all substandard buildings, structures, or other improvements; to insure or provide for the insurance of any real or personal property or operations of the agency against risk or hazard; and to rent, maintain, rehabilitate, improve, manage, operate, repair, and clear the property; and

WHEREAS, It is the purpose and intent of the City Council to facilitate redevelopment of such Redevelopment Areas to accommodate the City's redevelopment initiatives; and

WHEREAS, The City Council is required by the Redevelopment Act to make certain findings, determinations and declarations in connection with the adoption of a redevelopment plan and a project plan; and

WHEREAS, Port Redevelopment Project Area, (hereinafter the "Project Area"), as described in the Port Redevelopment Plan (hereinafter the "Redevelopment Plan"), are within the geographic boundaries of Redevelopment Area 4, as defined in the Providence Code of Ordinances, Chapter 20 "Redevelopment Areas," Section 20-2 and as reaffirmed by the City Council through Resolution 143, approved March 25, 2008; and

WHEREAS, The City Council desires to provide for the redevelopment of the Project Area in accordance with the Redevelopment Act; and

WHEREAS, The City Council of the City of Providence hereby makes the following findings, determinations and declarations with regard to the Redevelopment Plan, attached as Exhibit A, required by Sections 45-32-13 through 45-32-18 inclusive and Section 45-32-20 of the Rhode Island General Laws:

1. The Project Area (as herein more specifically described and delineated) evidence the following conditions as more specifically set forth in the Redevelopment Plan: Unsuitable soil conditions; the necessity of unduly expensive excavation and fill; the necessity of undertaking unduly expensive measures for the drainage of the area, prevention of flooding and to make the area appropriate for sound development; obsolete, inappropriate, or otherwise faulty platting or subdivision; deterioration of site improvements, inadequacy of utilities, diversity of ownership of plots; defective or inadequate street and lot layout; the existence of dilapidated, deteriorating and obsolete buildings and improvements; mixed character and deterioration of uses of buildings and improvements.

2. The existence of the aforesaid conditions fully supports a finding, which the City Council of the City of Providence hereby makes, that the Project Area is an "arrested blighted area" as that term is defined in Section 45-31-8(2), and a "deteriorated blighted area" as that term is defined in Section 45-31-8(6).

3. The City Council of the City of Providence hereby finds that the Project Area is adversely impacted by the presence of hazardous materials, as defined in Section 23-19.14-2, which impairs the use, reuse or redevelopment of impacted sites, as more specifically set forth in the Redevelopment Plan.

4. The City Council of the City of Providence hereby finds that because the Project Area is an "arrested blighted area" and a "deteriorated blighted area" and because of the aforesaid impact of hazardous materials, the area is a "blighted and substandard area" as that term is defined in Section 45-31-8(3).

5. The City Council of the City of Providence hereby finds that the character of the Project Area as an "arrested blighted area", a "deteriorated blighted area" and a "blighted and substandard area" requires re-planning, redevelopment, rehabilitation and improvement of the Project Area in order to arrest and reverse blight or decay in the Project Area.

6. The City Council hereby finds that the Redevelopment Plan is feasible and conforms to the comprehensive plan for the City of Providence and if carried out would accomplish the purposes and intent of the City Council in promoting the public health, safety, morals and welfare of the community, and effectuating the purposes of the Redevelopment Act.

7. The source of funds for carrying out the Redevelopment Plan shall be Economic Development Administration Grant funds in the estimated amount of \$3,000,000 and revenue bond funds issued through the Redevelopment Agency in the estimated amount of \$10,000,000, not to exceed the amount supported through lease and/or lease purchase revenue, and the Redevelopment Plan does not call for the additional expenditure of funds by the community.

8. The Redevelopment Plan results in changes to streets as indicated in the Redevelopment Plan and the City Council hereby authorizes these proceeding in conjunction with the adoption of the Redevelopment Plan.

9. The Redevelopment Plan contains adequate provisions for payment for property acquired by negotiation or by eminent domain as provided by law.

10. The Redevelopment Plan provides for financial aid from the federal government and the City Council of the City of Providence hereby finds that the provision of the federal funds is necessary to enable the land in the Project Area to be developed in accordance with the Redevelopment Plan, as without such funding there are not sufficient funds available to the City at this time to implement the initiatives detailed in the Redevelopment Plan.

11. The Redevelopment Plan provides for the retention of controls and the establishment of any restrictions or covenants which may run with the real property sold, leased, or otherwise disposed of for private or public use as are necessary to effectuate the purposes of the Redevelopment Act, as such controls and restrictions are more specifically set forth in the Redevelopment Plan.

WHEREAS, The Redevelopment Act of 1956 provides that blighted and substandard conditions prevent the provision of critically needed standard living and working accommodations, that the retardation of housing improvement and other essential community development is a direct and immediate result of blighted and substandard areas, and that redevelopment may include rehabilitation and improvement for residential, recreational, commercial, industrial, institutional, public and other purposes; and

WHEREAS, The Redevelopment Act of 1956 provides that it is the policy of this state to protect and promote the health, safety, morals, and general welfare of the people of the state, particularly in the communities in which blighted and substandard areas exist, by the elimination and prevention of these blighted and substandard areas, thereby encouraging in these areas through redevelopment the provision of healthful homes, a decent living environment and adequate places for employment; and

WHEREAS, The Redevelopment Act of 1956 provides that the use of eminent domain powers may be used to accomplish the purposes of the Redevelopment Act; and

WHEREAS, The Redevelopment Plan proposes to address blighted and substandard conditions in part through the limited use of eminent domain powers in the event that the properties in question are not acquired through consensual negotiation; and

WHEREAS, The Rhode Island Home and Business Protection Act of 2008, R.I. Gen. Laws 42-64.12-1 et seq. (the "Protection Act") places certain limitations on eminent domain takings for purposes of economic development; and

WHEREAS, The Protection Act defines "economic development" as "the mobilization of intellectual, human, capital, physical and natural resources to generate marketable goods and services for purposes including, but not limited to, creating jobs, economic and employment opportunities, tax base and wealth;" and

WHEREAS, The redevelopment activities proposed in the Redevelopment Plan to alleviate blighted and substandard conditions pertaining to the use of eminent domain may be seen as employing resources that would have the effect of creating economic and other opportunities which foster the generation of marketable goods and services; and

WHEREAS, The City Council, in all due caution, recognizes that the eminent domain proceedings detailed in the Redevelopment Plan may be seen as having a dual purpose of redevelopment and economic development and thus could fall under the purview of the Protection Act; and

WHEREAS, The City Council of the City of Providence hereby makes the following findings, determinations and declarations with regard to the Redevelopment Plan, attached as Exhibit A, and the Protection Act:

1. The Protection Act specifically exempts local redevelopment agencies from the provisions of the act, with the exception of subsection 42-64.12-17(c), which requires the approval of the City Council of any eminent domain proceedings for economic development purposes.

2. The Protection Act recognizes that a permissible use of eminent domain power is eliminating an identifiable public harm and/or correcting conditions adversely affecting public health, safety, morals, or welfare, including, but not limited to, the elimination and prevention of blighted and substandard areas as defined by chapter 45-31, and correcting conditions of environmental contamination that pose a significant risk to the public health.

3. The proposed exercise of eminent domain powers set forth in the Redevelopment Plan are for the purposes of addressing, alleviating, eliminating and preventing blighted and substandard conditions, as more specifically set forth in the Redevelopment Plan.

4. While the use of eminent domain power as set forth in the Redevelopment Plan may have incidental and indirect economic development benefits, such incidental and indirect benefits are recognized under the Redevelopment Act and are consistent with redevelopment activities engaged in under the Redevelopment Act.

5. The City Council concludes that approval of the proposed use of eminent domain power as set forth in the Redevelopment Plan is not required under the Protection Act because the proposed use of the eminent domain power is for purposes of redevelopment, not economic development.

6. To the extent approval of the City Council is determined to be required under the Protection Act for the use of such eminent domain power because of the incidental and indirect benefits to economic development which may arise from such eminent domain activity for redevelopment purposes, such approval is deemed given in the context of the Redevelopment Plan by the passage of this Ordinance.

WHEREAS, The American Recovery and Reinvestment Act of 2009, provides new financing mechanisms for local governments and allows for the establishment of Recovery Zones; and

WHEREAS, Said Recovery Zones may be created in any area designated as having significant poverty, unemployment, a high rate of home foreclosures or general distress; and

WHEREAS, The City Council of the City of Providence hereby finds that the Project Area and surrounding neighborhoods have significant poverty, unemployment, rate of home foreclosure and general distress pursuant to the requirements of the American Recovery and Reinvestment Act of 2009, as such conditions are more specifically detailed in the Redevelopment Plan.

NOW THEREFORE, be it ordained by the City of Providence:

Section 1. The City of Providence Port Redevelopment Plan, attached as Exhibit A, and incorporated herein by this reference, is adopted and approved as a redevelopment project plan of the City of Providence pursuant to chapters 31-33 of title 45 of the Rhode Island General Laws and the Redevelopment Act of 1956. The boundaries of the Port Project Area are described in the Plan as follows:

Starting at the center point of the intersection of Thurbers Avenue and I-95, thence continuing southwesterly along the center line of the I-95 right-of-way to Eddy Street, thence continuing southerly along the center line of Eddy Street to Ernest Street, thence turning easterly and continuing along the center line of Ernest Street to the center point of Allens Avenue; the boundary continues southerly along the center line of Allens Avenue and thence turning easterly and continuing along the southern boundary of Assessor's Plat 101 Lot 4 and continuing to the western boundary of Assessor's Plat 56 Lot 9, thence running southerly along the western boundaries of Assessor's Plat 56 Lots 9 and 64 to the southwestern corner of Plat 56 Lot 9, thence continuing to the northwest corner of Plat 56 Lot 275 and continuing to the southwest corner of Plat 56 Lot 275; thence turning easterly and running along the southern boundary of Plat 56 Lots 275 to the southwestern corner of Plat 56 Lot 326, then turning northerly and running to the northwestern corner of Plat 56 Lot 326 at New York Avenue; then continuing along the northern boundary of Plat 56 Lot 326 and easterly along New York Avenue to the northeast corner of Plat 56 Lot 326 thence continuing southerly along the eastern boundary of Plat 56 Lot 326 to a point in Shipyard Street thence running along the southern boundary of Plat 56 lot 329 to the western boundary of Plat 56 Lot 366; thence running southeasterly along the western boundaries of Plat 56 Lots 366, 367; 364 and 288 to southwestern corner of Plat 56 Lot 288, and thence turning and running along the southern border of Plat 56 Lots 288 and 332 to the Providence Harbor Line; thence turning and running northwesterly along said Harbor Line, thence turning westerly and continuing along the northern boundary of Plat 55 Lots 16 and 9 to the northwestern corner of Plat 55 Lot 9, and thence continuing across Allens Avenue to the point and place of beginning; exempting therefrom Service Road.

The Redevelopment Plan shall be identified as the Port Redevelopment Plan, City of Providence Redevelopment Project Number 40. The Redevelopment Plan is the official redevelopment project plan for the Project Area and amends in its entirety the prior Port of Providence Redevelopment Plan.

Section 2. Port Redevelopment Plan Area is hereby established as a Recovery Zone under the American Recovery and Reinvestment Act of 2009.

Section 3. The property presently owned by Johnson & Wales University and identified as Plat 56, Lot 326 shall be removed from the Port Redevelopment Plan.

Section 4. The properties owned by the City and identified as Shipyard Street and Ernest Street shall remain City-owned property, and shall not be transferred to the PRA. However, the City will determine ownership of other City-owned streets and the appropriate steps may be taken to vest ownership in the PRA.

Section 5. The property owned by the Narragansett Bay Commission and identified as Service Road shall continue to be owned by the Narragansett Bay Commission.

Section 6. The Providence Redevelopment Agency is hereby authorized to investigate the ownership of the streets and right of ways as identified in the Redevelopment Plan and the Providence Redevelopment Agency and the Mayor are hereby authorized to take such steps as are necessary and to execute any and all documents necessary to vest ownership in the Providence Redevelopment Agency.

Section 7. The Providence Redevelopment Agency is authorized to hold property acquired through the Redevelopment Plan in tax-exempt status pursuant to 45-32-40, for a period of 20 years from the date of the issuance of the bonds or such time as the bonds for the acquisition costs have been paid in their entirety, whichever is lesser.

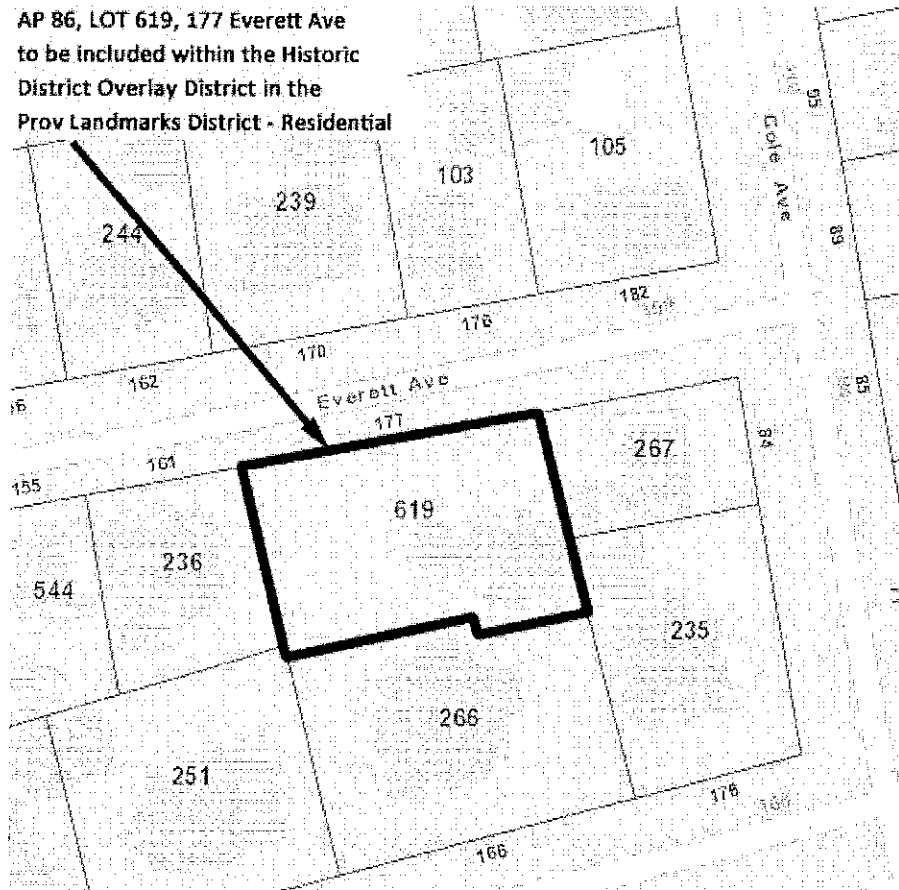
Section 8. This Ordinance shall take effect upon passage.

COUNCILMAN ZURIER

An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance", Approved November 24, 2014, As Amended, to change the Zoning District of Plat 86, Lot 619. (177 Everett Avenue)

SECTION 1: Chapter 27 of the Code of Ordinances of the City of Providence, entitled "The City of Providence Zoning Ordinance" approved November 24, 2014, as amended, is hereby further amended by applying the Historic District Overlay District to Plat 86, Lot 619, 177 Everett Avenue, as depicted on the attached map. This property is to be included in the residential category of the Providence Landmarks District.

AP 86, LOT 619, 177 Everett Ave
to be included within the Historic
District Overlay District in the
Prov Landmarks District - Residential



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

COUNCIL PRESIDENT APONTE, (By Request):

An Ordinance in Amendment of Chapter 27 of the Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance", Approved November 24, 2014, As Amended, to change certain text in Articles 2, 5, 12, 14, 16 and 20, and to Amend the Official Zoning Map.

SECTION 1: Chapter 27 of the Code of Ordinances of the City of Providence, entitled "The City of Providence Zoning Ordinance," approved November 24, 2014, as amended, is hereby further amended by making the following changes, with additions underlined and deletions struck out:

ARTICLE 2. DEFINITIONS AND RULES OF MEASUREMENT

202 RULES OF MEASUREMENT

F. Impervious Surface Coverage

Impervious surface coverage is a measure of intensity of land use that represents the portion of a site that is occupied by structures, pavement, and other impervious surfaces that do not allow for the absorption of water into the ground. Regardless of the surface treatment, all areas designated or used for parking or access to parking shall be considered impervious surfaces.

L. Lot Line

1. A front lot line is the lot line separating a lot from a street right-of-way. The front lot line of a corner lot ~~is the shortest street~~ may be any one of the lot lines of a corner lot abutting a street. A front lot line for a through lot is both lot lines that abut a street.

4. A corner side lot line is a lot line that is perpendicular or approximately perpendicular to the front lot line ~~and which is the longer street abutting lot line of a corner lot.~~

O. Yards and Setbacks

4. Rear Yard and Rear Setback

A rear yard is located between a principal building line and the rear lot line. A rear setback is the required minimum distance per the zoning district that a principal building shall be located from the rear lot line. The rear yard and rear setback extend between interior side lot lines, measured perpendicular to the rear lot line. In the case of a corner lot, the rear yard and rear setback extend between the interior side lot line to the required corner side setback for the lot, measured perpendicular to the rear lot line.

ARTICLE 5. COMMERCIAL DISTRICTS

3. Fenestration

a. Ground floor facades shall contain a total area of transparency of 50% or more of the wall area of the ground floor, measured between two and nine feet above the adjacent grade. This requirement shall not apply to the portions of building facades that front on side lot lines on corner lots. For existing structures originally designed for retail use on the ground floor, the ground floor shall maintain the original storefront design and is not subject to the ground floor transparency minimum. Multi-family dwellings are not subject to the ground floor transparency minimum.

ARTICLE 12. USES

1202 PRINCIPAL USE STANDARDS

G. Community Residence Community residences shall meet all federal, state, and local requirements including, but not limited to, licensing, health, safety, and building code requirements. Community residences shall be provisionally licensed by the state when considered as a use by the City. Community residences in residential zones shall meet the design standards for single family dwellings of Section 1202.L.

1204 USE DEFINITIONS

Community Residence – Type I. A home or residential facility licensed by the state pursuant to Rhode Island General Laws Chapter 24 of Title 40.1, where six or fewer children and/or adults with developmental disabilities reside in a family setting and may or may not receive supervised care. This does not include halfway houses or substance abuse treatment facilities. ~~Whenever six or fewer children or adults with retardation reside in any type of residence in the community, as licensed by the state pursuant to Rhode Island General Laws Chapter 24 of Title 40.1, all requirements pertaining to local zoning are waived for these community residences.~~

Community Residence – Type II. A home or residential facility where children and/or adults reside in a family setting and may or may not receive supervised care. This does not include halfway houses or substance abuse treatment facilities. ~~This does include, but is not limited,~~ to the following:

1. A group home licensed by the state pursuant to Rhode Island General Laws Chapter 24 of Title 40.1 or Chapter 17.4 of Title 23 providing care or supervision, or both, to not more than eight persons with disabilities or who are in need of personal services, supervision, or assistance essential for sustaining the activities of daily living, and licensed by the state pursuant to Rhode Island General Laws Chapter 24 of Title 40.1.
2. A residence for children providing care or supervision, or both, to not more than eight children including those of the care giver and licensed by the state pursuant to Rhode Island General Laws Chapter 72.1 of Title 42.
3. A community transitional residence providing care or assistance, or both, to no more than six unrelated persons or no more than three families, not to exceed a total of eight persons, requiring temporary financial assistance, and/or to persons who are victims of crimes, abuse, or neglect, and who are expected to reside in that residence not less than 60 days nor more than two years. Residents will have access to and use of all common areas, including eating areas and living rooms, and will receive appropriate social services for the purpose of fostering independence, self-sufficiency, and eventual transition to a permanent living situation.

Dwelling - Multi-Family. A structure or development containing four or more attached dwelling units used for residential occupancy or one or more dwelling units in combination with a permitted non-residential use. A multi-family dwelling does not include a rowhouse dwelling.

ARTICLE 14. OFF-STREET PARKING AND LOADING

Table 14-1: OFF-STREET VEHICLE AND BICYCLE PARKING REQUIREMENTS

TABLE 14-1: OFF-STREET VEHICLE AND BICYCLE PARKING REQUIREMENTS			
USE	MINIMUM REQUIRED VEHICLE SPACES	MINIMUM REQUIRED BICYCLE SPACES	
		REQUIRED TOTAL BICYCLE SPACES	PERCENTAGE OF REQUIRED BICYCLE SPACES THAT SHALL BE LONG-TERM SPACES
Community Residence	1 per dwelling unit 5 employees and residents		
Industrial — General	1 per 5 employees 1,000sf GFA If warehouse space included, then 1 per 10,000sf GFA of warehouse space	1 per 5 employees 5,000sf GFA	50%
Industrial — Light	1 per 5 employees 1,000sf GFA If warehouse space included, then 1 per 10,000sf GFA of warehouse space	1 per 5 employees 5,000sf GFA	50%

1404.H. Surfacing

1. All ~~surface~~ parking lots ~~areas~~ shall be paved with a durable all-weather material or pervious paving. All uneven slabs shall be resurfaced to provide a smooth surface.
2. All single-family and two-family dwellings are permitted to construct driveways that consist of two concrete wheel strips, each of which is at least 18 inches wide and at least 20 feet long. (Figure 14-2)
3. All areas designated or used for parking or access to parking shall be considered impervious surfaces. Parking shall not be permitted on non-paved portions of the lot.

ARTICLE 16. SIGNS

Figure 16-9, second annotation: Maximum 2 square feet per linear foot of building wall where the wall signs will be mounted ~~façade or 40 square feet, whichever is greater.~~

ARTICLE 18. APPLICATION AND NOTICE PROCEDURES

1801 NOTICE

D. Zoning Board of Review, Downtown Design Review Committee, and I-195 Redevelopment District Commission Public Hearing Notice

2. Public notice of the hearing shall be published at least fourteen days prior to the date of the hearing in a newspaper of general circulation in the city.
23. Mailed and newspaper notice shall include:

- a. The location of the hearing and the date and time of its commencement.
- b. The street address of the subject property.
- c. A statement of the proposed variance, special use, or development under consideration.
- d. Information for those interested where and when a copy of the matter under consideration may be obtained or examined and copied.
34. No defect in the form of any notice under this section will render any application for variance, special use permit, or development approval invalid, unless the defect is found to be intentional or misleading.
5. Costs of any notice required under this section are borne by the applicant.

ARTICLE 20. NONCONFORMITIES

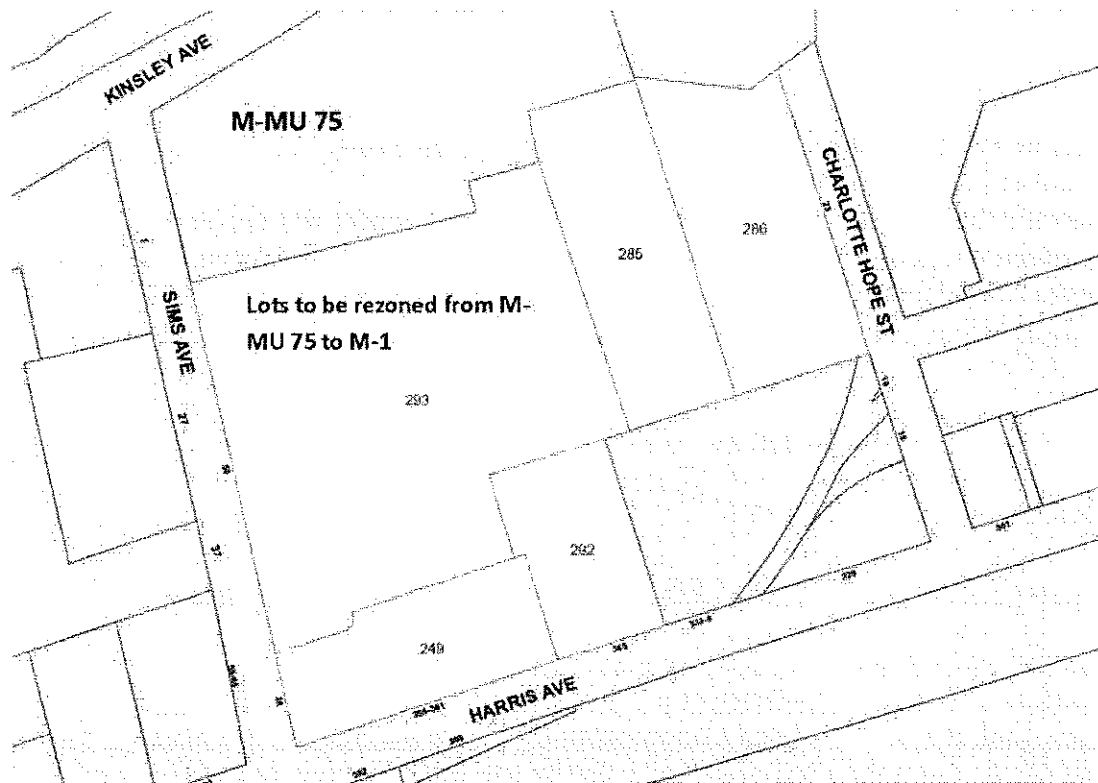
2000 GENERAL APPLICABILITY

D. RELATIONSHIP TO VARIANCES AND SPECIAL USE PERMITS

Any use or dimensional variation that does not conform to this ordinance and which exists by virtue of a special use permit, use variance or a dimensional variance, granted by the Zoning Board of Review shall not be considered a nonconformity for the purposes of this Section. Such use or dimensional variation shall be considered a use by special use permit, use variance or dimensional variance, respectively. Any moving, addition, enlargement, expansion, intensification or change of such use to any use other than a permitted use shall require an application for a special use permit or variance from the Zoning Board of Review, in accordance with this ordinance.

SECTION 2: The official zoning map shall be amended as follows:

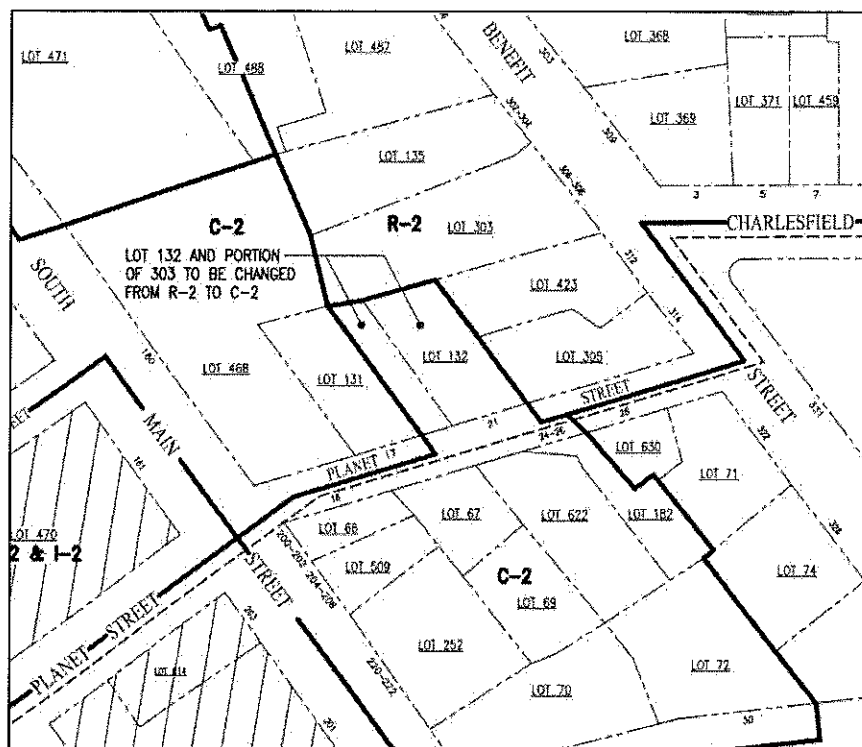
The zoning for Plat 27, Lots 249, 285, 286, 292 and 293, as indicated on the attached map, shall be changed from M-MU to M-1. The Official Zoning Map shall note that Adult Use is not permitted on these lots.



SECTION 3: This ordinance shall take effect upon passage.

An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence Entitled “The City of Providence Zoning Ordinance” Approved November 24, 2014, as Amended, to Change the Zoning District on the Official Zoning Map for 19 and 21 Planet Street (Plat 12, Lot 132 and a Portion of Plat 12, Lot 303) from R-2 to C-2.

SECTION 1: Chapter 27 of the Code of Ordinances of the City of Providence, entitled “The City of Providence Zoning Ordinance,” approved November 24, 2014, as amended, is hereby further amended by changing the zoning district on the Official Zoning Map for 19 and 21 Planet Street (Plat 12, Lot 132 and a Portion of Plat 12, Lot 303), as shown on the accompanying map, from R-2 to C-2.



SECTION 2: This ordinance shall take effect upon passage.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Ordinances the Second Time, Seconded by COUNCILMAN CORREIA, by the following Roll Call Vote:

RESULT:	READ/PASSED SECOND TIME [UNANIMOUS]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Igliozi, Jackson, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore, Yurdin and Zurier – 13.
ABSENT:	Councilwoman Harris and Councilman Jennings – 2.

The Motion for Passage of the Several Ordinances the Second Time is Sustained.

PRESENTATION OF RESOLUTIONS

COUNCILWOMAN HARRIS, COUNCILMAN PRINCIPE, (By Request):

Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 019, Lot 120 (5 Exchange Street), on behalf of the Providence Redevelopment Agency, in the amount of One Hundred Eighteen Thousand Eight Hundred Forty Seven Dollars and Sixty Three (\$118,847.63) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 065, Lot 485 (11 Alton Street), on behalf of the Providence Redevelopment Agency, in the amount of Nine Thousand Four Hundred Seventy Seven Dollars and Forty Four (\$9,477.44) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 049, Lot 603 (327 Elmwood Avenue), on behalf of the Providence Redevelopment Agency, in the amount of Five Thousand Three Hundred Twenty Seven Dollars and Twelve (\$5,327.12) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

Resolution Requesting the Tax Assessor to cancel or abate in whole the taxes assessed upon Assessor's Plat 027, Lot 292 (345 Harris Avenue), on behalf of the Providence Redevelopment Agency, in the amount of Forty One Thousand Five Hundred Thirty Eight Dollars and Fifty Six (\$41,538.56) Cents, and that the property is declared exempt in accordance with Rhode Island General Law 45-32-40 while under PRA ownership.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILMAN CORREIA.

COUNCIL PRESIDENT APONTE Refers the Several Resolutions to the Committee on Finance.

RESULT:	REFERRED
TO:	Committee on Finance

COUNCILMAN HASSETT Moves to take the following item Out of Order.

**PRESENTATION OF RESOLUTIONS
"IN CONGRATULATIONS"**

COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Congratulations.

RESOLVED, That the Members of the City Council hereby extend their Sincere
Congratulations to the following:

EMS Battalion Chief Raymond Thibault, in recognition of the celebration of his retirement after 28 years of dedicated service to the Providence Fire Department.

Dispatcher Lieutenant Russell Gross, BOC, Group "C", in recognition of the celebration of his retirement after 25 years of dedicated service to the Providence Fire Department.

The Honorable Balbina Young, in recognition of being the first African American woman elected to the Providence City Council and to serve as President Pro-Tempore and City Council President.

The Family of the late Philip F. Addison, Jr., in recognition of the posthumous honor being bestowed upon Philip F. Addison, Jr., as the first African American elected to the Providence City Council and for his dedication, leadership and commitment to improving the community.

The Family of the late Reverend Mahlon Van Horne, in recognition of the posthumous honor being bestowed upon Reverend Mahlon Van Horne as the first African American elected to the General Assembly and for his dedication, leadership and commitment to the community.

Maria Lopes, in recognition of being the first African American woman elected to the Rhode Island State Legislature and for her dedication, leadership and commitment to improving the community.

The Honorable Charles D. Walton, in recognition of being the first African American State Senator and for his dedication, leadership and commitment to improving the community.

Sergeant Steven Courville, in recognition of his brave and heroic efforts in saving the life of a man, persuading him not to jump off the Henderson Bridge.

Dorian Murray, #DStrong, in recognition of exhibiting profound strength, courage, and igniting hope across the world.

John Biolchini, Webelos II, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Thomas Breen, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Daniel Cuellar, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Simeon DaPonte, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Jeremy Giammarco, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Raymond Hain, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Michael Ileka, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Ian Motes, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Kodiak Newcomer, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

James D’Agostino, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Von Holt,, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Keanu Tapia, Cub Scout Pack 53, in recognition of his commitment and dedication in working towards fulfilling the requirements to earn his “Building a Better World” Badge.

Brian Holt, Den Leader, Cub Scout Pack 53, in recognition of his commitment and dedication to Cub Scout Pack 53, helping them fulfill the requirements to earn their “Building a Better World” Badge.

**Severally Read and Collectively Passed, on Motion of COUNCILMAN JACKSON,
Seconded by COUNCILMAN CORREIA.**

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Igliozi, Jackson, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore, Yurdin and Zurier – 13.
ABSENT:	Councilwoman Harris and Councilman Jennings – 2.

The Motion for Passage is Sustained.

COUNCILMAN JENNINGS

Resolution Requesting the City of Providence donate a 1987 MAC FT Red Fire Truck, Plate No. 1174, Vin No. 1M2A131C2HM002246, an obsolete piece of equipment to Zacapa, Guatemala.

WHEREAS, The City of Providence has deemed its 1987 MAC FT Red Fire Truck as an obsolete piece of equipment no longer a viable tool for the City of Providence; and

WHEREAS, The City of Providence is working hard to provide resources to other countries and has in the past donated firefighting equipment and learning tools; and

WHEREAS, The City Council requests the transfer of the following equipment to Guatemala:

1(one) 987 MAC FT Red Fire Truck

VIN No. 1M2A131C2HM002246

NOW, THEREFORE, BE IT RESOLVED, That the City of Providence take any and all appropriate action to donate said equipment to Zacapa, Guatemala.

COUNCILMEN JENNINGS, YURDIN, COUNCILWOMAN HARRIS, COUNCIL PRESIDENT APONTE, COUNCILWOMAN CASTILLO, COUNCILMEN CORREIA, HASSETT, IGLIOZZI, JACKSON, COUNCILWOMAN MATOS, COUNCILMEN NARDUCCI, PRINCIPE, COUNCILWOMAN RYAN, COUNCILMEN SALVATORE AND ZURIER

Resolution Expressing Support for the Middle Passage Project.

WHEREAS, Enslaved Africans were brought to Rhode Island as early as 1652; and
WHEREAS, By 1750, Providence, Newport, and Bristol had become major human trade markets in the American colonies; and

WHEREAS, In 1755, captive Africans accounted for more than 11% of Rhode Island's population; and

WHEREAS, Rhode Island was among the most active Northern colonies in the trade of captive Africans, and according to an article in the Jamestown Press, from 1720 to 1807, the trading of enslaved people was the "number one financial activity" for Rhode Island; and

WHEREAS, According to the New York Times, between 1725 and 1807, more than 1,000 slaving voyages, about 58% of the total from the United States, left from Providence, Newport, Warren, or Bristol; and

WHEREAS, Rhode Island's large textile industry produced roughly 50% of the clothing worn by enslaved people in the American South; and

WHEREAS, The Middle Passage Ceremonies and Port Markers Project (MPCPMP) is a non-profit initiative established in 2011 to honor the two million captive Africans who perished during the transatlantic crossing known as the Middle Passage and the ten million who survived only to be forced into lives of slavery; and

WHEREAS, The MPCPMP seeks to identify all ports of entry for Africans during the 350 years of the transatlantic trade in captive Africans and supports the installation of historic markers to establish a permanent record honoring those who died and those who survived the Middle Passage; and

WHEREAS, MPCPMP ceremonies have been held in many communities along the eastern seaboard, including Annapolis, Baltimore, Boston, and Philadelphia, and markers are already in place in Jamestown, St. Augustine, Sotterley Plantation, Fredericksburg, and Yorktown; and

WHEREAS, A Rhode Island-based Middle Passage Project committee has already been formed and has begun efforts to commemorate the lives of the victims of the trade in captive Africans and to ensure that Rhode Island's role in that trade is not forgotten; and

WHEREAS, While no monument or ceremony can ever atone for the horrors of slavery and the trade of captive Africans, as the elected representatives of the people of Providence, the Providence City Council has a moral obligation to acknowledge our city's role in that trade and educate future generations about that period of our history.

NOW, THEREFORE BE IT RESOLVED, That the Providence City Council does hereby support the Rhode Island Middle Passage Project, and its goal of installing an historic marker in Providence (1) acknowledging the city as a port receiving enslaved people and (2) commemorating the lives of those who suffered and perished as a result of the international trade in captive Africans.

BE IT FURTHER RESOLVED, That, upon passage, copies of this resolution be sent to the Mayor, the Chief Operating Officer, the Superintendent of the Parks Department, and the members of the Board of Parks Commissioners.

COUNCILMAN YURDIN, COUNCILMAN SALVATORE AND COUNCILMAN ZURIER

Resolution Reconvening the Open Providence Commission and Requesting a Progress Report on the Implementation of its Recommendations.

WHEREAS, Open and transparent government is essential for citizens to make informed decisions and hold officials accountable for the conduct of the people's business; and

WHEREAS, The policies and practices of the City of Providence should adhere to high standards which instill citizens with trust and confidence in their local government; and

WHEREAS, Advances in communication and information technology have created more opportunities for the public to access information; and

WHEREAS, Government operates best when it is transparent in practice, honest with constituents, data-driven in its management, and ethical in its operations; and

WHEREAS, On November 17th, 2011, the City Council of the City of Providence passed Resolution No. 557, creating the Open Providence Commission for Transparency and Accountability; and

WHEREAS, The Open Providence Commission was charged with studying the current state of transparency in Providence City government and making specific actionable recommendations designed to strengthen city government's accountability to residents; and

WHEREAS, In January of 2013, the Open Providence Commission submitted a report of findings and recommendations to the City Council; and

WHEREAS, Among the many recommendations included in that report, the Commission concluded that, "Providence needs continued leadership from its top elected and administrative officials to continually reinforce a culture of openness and accountability to residents."

NOW, THEREFORE BE IT RESOLVED, That the Providence City Council does hereby respectfully request that, within sixty (60) days, the Chief Information Officer provide the Council with an update on the City's progress toward the recommendations of the Open Providence Commission for Transparency and Accountability.

BE IT FURTHER RESOLVED, That, within ninety (90) days, the Open Providence Commission for Transparency and Accountability shall reconvene to review the aforementioned progress report and make further recommendations for improving the City of Providence's transparency and accountability to residents.

BE IT FURTHER RESOLVED, That the chairman and the eight (8) members of the Open Providence Commission named by the Mayor and the City Council in shall be invited to take part in the reconvened Commission, while the remaining six (6) members shall consist of the following people (or their designees): current City Clerk, the current City Solicitor, the current Chief of Information Technology, the current Webmaster, the current Information Technology Specialist for the City Council, and the Chief Innovation Officer.

BE IT FURTHER RESOLVED, That the reconvened Open Providence Commission shall hold at least three (3) public meetings and shall, no later than October 1st, 2016, submit a report to the City Council including, but not limited to:

- (1) an evaluation of the City's progress toward the recommendations in its 2013 report;
- (2) any amendments to the original recommendations the Commission finds warranted;
- (3) any further recommendations for how the City can improve residents' ability to access information, maximize constituent input through participatory processes, and more effectively make use of information technology to directly engage with residents.

BE IT FURTHER RESOLVED, That, upon passage, copies of this resolution shall be sent to the Mayor, the Chief Information Officer, the Chief Innovation Officer, and the members of the Open Providence Commission for Transparency and Accountability.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Resolutions, Seconded by COUNCILMAN CORREIA.

RESULT:	PASSED [UNANIMOUS]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Iglioizzi, Jackson, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore, Yurdin and Zurier – 13.
ABSENT:	Councilwoman Harris and Councilman Jennings – 2.

The Motion for Passage is Sustained.

COUNCILMAN YURDIN, COUNCILWOMAN CASTILLO, COUNCILMEN CORREIA, HASSETT, NARDUCCI, COUNCILWOMAN MATOS, COUNCILMAN PRINCIPE, COUNCILWOMAN RYAN AND COUNCILMAN SALVATORE

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2016 S-2490, An Act Relating to Courts and Civil Procedure - Courts - Domestic Assault.

Resolution Endorsing and Urging Passage by the General Assembly of Senate Bill 2016 S-2492, An Act Relating to Criminal Offenses - Weapons.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters, Seconded by COUNCILMAN CORREIA.

COUNCIL PRESIDENT APONTE Refers the Several Resolutions to the Special Committee on State Legislative Affairs.

RESULT:	REFERRED
TO:	Special Committee on State Legislative Affairs

REPORT(S) FROM COMMITTEE

COMMITTEE ON PUBLIC WORKS COUNCILMAN MICHAEL J. CORREIA, Chairman

Transmits the Following with Recommendation the Same Be Received and Approved:

Communication from Natale D. Urso, PE, PTOE, Deputy City Engineer, dated January 22, 2016, submitting the Construction and Maintenance Agreement for Intersection Safety Improvements to Francis Street at Memorial Boulevard.

COUNCILMAN JACKSON Moves to Receive and Approve the foregoing Communication, Seconded by COUNCILMAN CORREIA.

RESULT:	RECEIVED AND APPROVED [12 TO 0]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Jackson, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore, Yurdin and Zurier – 12.
ABSENT:	Councilwoman Harris and Councilman Jennings – 2.
RECUSED:	Councilman Iglizzi – 1.

COMMITTEE ON ORDINANCES COUNCILMAN TERRENCE M. HASSETT, Chairman

Transmits the Following with Recommendation the Same Be Adopted:

An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence Entitled "The City of Providence Zoning Ordinance" Approved November 24, 2014, as Amended, to Change the Zoning District on the Official Zoning Map for 304, 314 and 316 Branch Avenue and 19 Metcalf Street (Plat 74 Lot 1, 3, 9 and 8) and 27 Flora Street (Plat 71 Lot 563) from C-1 to C-2.

COMMITTEE ON FINANCE
COUNCILMAN JOHN J. IGLIOZZI, Chairman

Transmits the Following with Recommendation the Same Be Severally Adopted, As Amended:

COUNCIL PRESIDENT APONTE, (By Request):

An Ordinance Establishing a Tax Stabilization Agreement for McInnis USA, Inc.

An Ordinance Relating to Article IV, Chapter 17, Section 17-192(f) of the Code of Ordinances. (Disability Waiver Request).

An Ordinance Amending a Compensation Plan for the Providence School Department and Amending Ordinance Chapter 2015-53, No. 491, Approved October 5, 2015.

Transmits the Following with Recommendation the Same Be Severally Adopted:

COUNCIL PRESIDENT APONTE, (By Request):

An Ordinance Making an Appropriation of Three Hundred Fifty Million One Hundred One Thousand and Eight Hundred Sixty Eight Dollars (\$354,101,868), for the Support of the Providence School Department for the Fiscal Year Ending June 30, 2016, and Amending Ordinance Chapter 2015-52, No. 490, Approved October 5, 2015.

An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Employees in certain Classes in the Providence School Department and Amending Ordinance Chapter 2015-54, No. 492, Approved October 5, 2015.

COUNCILMAN JACKSON Moves to Dispense with the Reading of the foregoing matters and Moves Passage of the Several Ordinances the First Time, Seconded by COUNCILMAN CORREIA, by the following Roll Call Vote:

RESULT:	READ/PASSED FOR THE FIRST TIME [UNANIMOUS]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Igliozi, Jackson, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore, Yurdin and Zurier – 13.
ABSENT:	Councilwoman Harris and Councilmen Jennings – 2.
	COUNCILMAN SALVATORE wishes to be recorded as voting no on An Ordinance Relating to Article IV, Chapter 17, Section 17-192(f) of the Code of Ordinances. (Disability Waiver Request).

The Motion for Passage the First Time is Sustained.

Transmits the Following with Recommendation the Same Be Approved:

Resolution Authorizing the Implementation of the City's Deficit Reduction Plan.

WHEREAS, on January 26, 2016, Mayor Jorge O. Elorza and the City's Finance Department submitted a Deficit Reduction Plan, attached as Appendix A, to the Office of the Auditor General, in conformity with Rhode Island General Laws § 45-12-22.3; and

WHEREAS, on January 28, 2016, Auditor General Dennis E. Hoyle, CPA, responded to the Mayor that he found "the plan generally acceptable and consistent with the [legal] requirements," as further detailed in the attached copy of his letter, Appendix B; and

WHEREAS, final acceptance by the Auditor General, following adoption by the Providence City Council, is subject to certain requirements delineated in Mr. Hoyle's letter; and

WHEREAS, in addition, Mr. Hoyle included certain recommendations to "further ensure compliance with the approved deficit plan or accelerate elimination of the deficit;" the

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Providence adopts and approves the Deficit Reduction Plan as submitted to the Office of the Auditor General.

Read and Passed, on Motion of COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA, by the following Roll Call Vote:

RESULT:	READ AND PASSED [9 TO 4]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Igliozi, Jackson, Councilwoman Matos, Councilman Principe and Councilwoman Ryan – 9.
NAYS:	Councilmen Narducci, Salvatore, Yurdin and Zurier – 4.
ABSENT:	Councilwoman Harris and Councilman Jennings – 2.

The Motion for Passage is Sustained.

FROM THE CLERK'S DESK

Petitions for Compensation for Injuries and Damages, viz:

Benjamin Strattman
 Will G. Radin
 Michael Almonte
 Tyler Inman
 Danielle Harrison
 (Leslie N. Tuchapsky, Esquire)
 Robert G. Rambo
 Suzanne Arena
 (Mark B. Morse, Esquire)
 Ronald Mosca
 (Kenneth J. Amoriggi, Esquire)
 Sandy Hernandez Colon
 Helen D. Darsey
 Joseph P. Laliberte
 Karen A. Cortellessa
 Robert Lupo
 Kolu Johnson

Verizon
 Richard Wadland
 Gloria J. Hill
 Thomas C. Rock
 Macgiver Dominguez
 Sidy Maiga
 Hoshaiah E. Baarczyński
 Noreen Duarte
 (Robert J. Levine, Esquire)
 Anne E. Roche
 Andrew Paul Harris
 Gregory Dicomitis
 John C. Black
 Alex Natale
 Jacqueline Paez
 Melissa Martino

COUNCIL PRESIDENT APONTE Refers the Several Petitions to the Committee on Claims and Pending Suits.

RESULT:	REFERRED
TO:	Committee on Claims and Pending Suits

**PRESENTATION OF RESOLUTIONS
"IN MEMORIAM"**

COUNCIL PRESIDENT APONTE AND MEMBERS OF THE CITY COUNCIL

Resolution Extending Sympathy.

RESOLVED, That the Members of the City Council hereby Extend their Sincere
Sympathy to the families of the following:

Joseph J. McCarthy

Major Pasquale R. Rocchio, Sr.

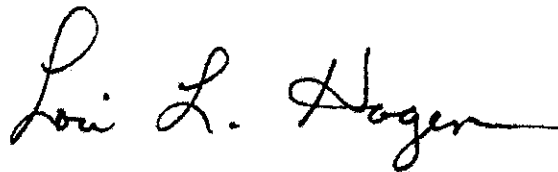
**Severally Read and Collectively Passed, by a Unanimous Rising Vote, on Motion of
COUNCILMAN JACKSON, Seconded by COUNCILMAN CORREIA.**

RESULT:	READ AND PASSED [UNANIMOUS]
MOVER:	Councilman Jackson
SECONDER:	Councilman Correia
AYES:	Council President Aponte, Councilwoman Castillo, Councilmen Correia, Hassett, Igliozi, Jackson, Councilwoman Matos, Councilmen Narducci, Principe, Councilwoman Ryan, Councilmen Salvatore, Yurdin and Zurier – 13.
ABSENT:	Councilwoman Harris and Councilman Jennings – 2.

The Motion for Passage is Sustained.

CONVENTION

There being no further business, on Motion of **COUNCILMAN JACKSON**, Seconded by **COUNCILMAN CORREIA**, it is voted to adjourn at 7:42 o'clock P.M., to meet again to meet again **THURSDAY, MARCH 17, 2016 at 7:00 o'clock P.M.**

A handwritten signature in black ink, reading "Lori L. Hagen". The signature is written in a cursive style with a large initial "L" and a long horizontal stroke at the end.

LORI L. HAGEN
CITY CLERK