

# City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

## CHAPTER 1991 - 18

### No. 258 AN ORDINANCE

AN ORDINANCE IN AMENDMENT OF CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, BY ADDING ARTICLE XIII, SEC. 14-260, ET., SEQ., ENTITLED: "MOTOR VEHICLE REPAIR BUSINESS"

*Approved* May 10, 1991

### *Be it ordained by the City of Providence:*

SECTION 1. Chapter 14 of the Code of Ordinances of the City of Providence shall be amended to add Article XIII, Section 14-260, et seq. as follows:

ARTICLE XIII. Motor Vehicle Repair Business.

14-260. License Required.

No person shall engage in the business of motor vehicle repair within the City of Providence unless such person shall be so licensed by the Bureau of Licenses of the City of Providence.

14.261. Motor Vehicle Repair Business defined.

"motor vehicle repair business" shall be any place, establishment, garage, outdoor work area or work area enclosed within a building, including a used automobile dealership, where repairs are made or caused to be made to motor vehicles, including engines, carburetors, brakes, transmissions, muffler systems, electrical systems and general running gear of motor vehicles including auto body repairs. Motor vehicle repair business shall not include a new automobile dealership.

14-262. License Application.

(A) Every applicant for a license required pursuant to Section 14-260 above shall submit the following information, on a form provided by the Bureau of Licenses:

(1) Full name, including middle name, any aliases, address, date of birth, and social security number of applicant and principals of applicant's corporation.

(2) Fingerprints of applicant and principals of applicant's corporation.

*No.*

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(3) Location of the proposed motor vehicle repair business.

(4) Radius map and property owner list identifying owners of property within a 200 ft. radius of the motor vehicle repair business as appears on the most current records of the Tax Assessor of the City of Providence.

(B) All applications shall be accompanied by an application fee of \$100.00.

14-263. Hearing and Notice.

The Bureau of Licenses shall hold a public hearing on any application for a motor vehicle repair business license;

(a) Notice of such hearing shall be published in the Providence Journal once a week for at least two (2) weeks prior to the hearing.

(b) Notice of such hearing shall also be mailed to all owners of property pursuant to the most current records of the Tax Assessor of the City of Providence within a 200 ft. radius of the proposed site of the Motor Vehicle repair business.

14-264. Zoning Approval.

Prior to holding a hearing on applicant's license, the Bureau of Licenses shall submit the application for review to the Director of the Department of Inspection and Standards or his designee. The Director of Inspection and Standards or his designee shall report to the Bureau of Licenses whether or not the motor vehicle repair business is allowed in the proposed location pursuant to the Zoning Ordinance of the City of Providence.

14-265. Fire Safety Regulations.

Prior to holding a hearing on applicant's license, the Bureau of Licenses shall submit the application for review to the Chief of the Fire Department or his designee. The Chief or his designee shall report to the Bureau of Licenses whether or not the proposed motor vehicle repair business meets all applicable fire code and fire safety regulations.

14-266. Criminal Records.

Prior to holding a hearing on applicant's license, the Bureau of Licenses shall submit the application to the Chief of Police for review. The Chief of Police shall report to the Bureau of Licenses whether or not the applicant or any principals of the applicant's

corporation have a criminal record.

14-267. Requirements for License Approval.

No license shall be granted for a motor vehicle repair business unless the following conditions are met:

(a) The motor vehicle repair business must be allowed in the proposed location pursuant to the Zoning Ordinance of the City of Providence.

(b) The motor vehicle repair business must be operated and maintained entirely within a building.

(c) The proposed motor vehicle repair business must meet all applicable fire code and fire safety regulations.

(d) The motor vehicle repair business must be operated in a lawful manner, in conformity with all applicable federal, state and municipal laws, statutes, ordinances and regulations.

(e) The applicants and principals of applicant's corporation must have no prior criminal record.

14-268. License Term.

All licenses granted under the provisions of this article shall expire one (1) year from the date of issuance.

14-269. Renewal of License.

Licenses must be renewed before the 30th day of June of each year.

14-270. Display of License.

All licenses granted under the provisions of this article shall be kept on display in a conspicuous place within the motor vehicle repair business so licensed.

14-271. Fee.

The annual fee for all licenses required by Section 14-260 shall be \$100.00.

14-272. Suspension or Revocation.

Any person licensed to operate a motor vehicle repair business who shall violate any of the conditions or restrictions imposed upon the issuance of such license, or who shall have submitted false information in application to obtain such license, or who shall violate any applicable federal, state or municipal laws, statutes, ordinances or regulations in the operation of such motor vehicle repair business, shall suffer suspension or revocation of the license; in addition, such

license may be revoked at any time for the just cause other than those specified above, including violation of other provisions of this Code of Ordinances.

14-273. Violation.


Any person operating a motor vehicle repair business without first obtaining a license pursuant to this article shall be subjected to a fine of five hundred dollars (\$500.00) or imprisonment not exceeding (6) months for each offense.

14-274. Enforcement.

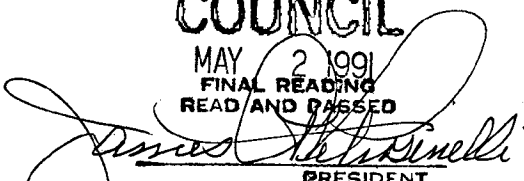
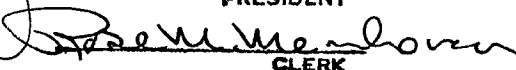
The provisions of this article shall be enforced by the Providence Police Department and the Rhode Island State Police.

SECTION 2. This Ordinance shall take effect upon its passage.

IN CITY COUNCIL  
APR 18 1991  
FIRST READING  
READ AND PASSED

 CLERK

IN CITY  
COUNCIL  
MAY 2 1991  
FINAL READING  
READ AND PASSED

 PRESIDENT  
 CLERK



FILED

APR 2 2 34 PM '91

DEPT. OF CITY CLERK  
PROVIDENCE, R.I.

CORRECT  
TO BE

THE COMMITTEE ON  
ORDINANCES

Approves Passage of  
The Within Ordinance

*Approved*  
*April 3, 1991*  
*Chairman*

RAYMOND DETTORE, JR.  
CHAIRMAN AND SECRETARY  
THOMAS J. BOYLE  
VICE-CHAIRMAN  
ARLINE FELDMAN  
PAUL McCORMICK  
TERESA ORABONA



Vincent A. Cianci, Jr.  
~~JOSEPH PAOLINO, JR.~~  
MAYOR

Board of Licenses  
"Building Pride In Providence"

March 20, 1991

David V. Igliazzi, Councilman  
Chairman  
Committee on Ordinances  
City Council Offices  
City Hall

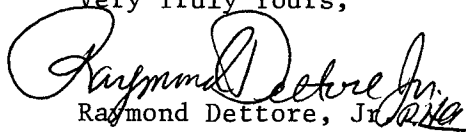
RE: City Ordinance - Auto Repair Shops

Dear Councilman Igliazzi:

Please find enclosed pertinent information that will help  
you with the above mentioned city ordinance.

If you have any questions, feel free to contact me.

Very Truly Yours,

  
Raymond Dettore, Jr.  
Chairman & Secretary

RDjr/llh

CC: Richard H. Aitchison, License Administrator, Board of Licenses



Department of Law  
"Building Pride In Providence"

March 15, 1991

Mr. Richard Aitchison  
Bureau of Licenses  
Providence City Hall  
Providence, Rhode Island 02903

RE: FEES FOR AUTOMOTIVE REPAIR SHOPS

Dear Mr. Aitchison:

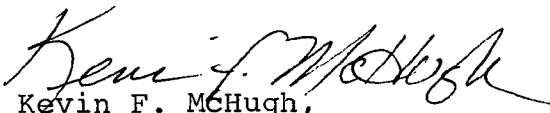
In order to give you some framework for bills to charge for licenses for automotive repair shops, I have set forth below various fees for various licenses under applicable section of the statutes:

<u>TYPE OF LICENSE</u>	<u>STATUTE/CITES</u>	<u>FEE</u>
Second Hand Dealer	5-21-1	\$100.00
Motor Vheilce Repair	5-38.2-1	\$100.00

R.I.G.L. 5-38.2-1 specifically relates to the City of Providence. That is the statute that applies, which statute deals with motor vehicle repair shops within the City of Providence. In addition, to a licensing fee, it provides for specific penalties for operating a motor vehicle repair shop without a license.

If you have any further questions regarding this matter, don't hesitate to call me.

Very truly yours,

  
Kevin F. McHugh,  
Special Counsel

KFM/sms