



Mayor of Providence

David N. Cicilline

December 28, 2005

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Sections 302(b) and 1009 of the Providence Home Rule Charter of 1980, as amended, I am this day appointing Mr. Kas DeCarvalho, 154 Miller Avenue, Providence, Rhode Island 02905, as Chairman of the Zoning Board of Review for a term to expire in January 2011, and respectfully submit the same for your approval.

Mr. DeCarvalho will replace Ms. Sandra Carlson, whose term has expired.

Sincerely,

David N. Cicilline
Mayor, City of Providence

IN CITY COUNCIL

FEB
READ 2 2006

WHEREUPON IT IS ORDERED THAT
THE SAME BE

Ann M. Stetson
CLERK

DNC: cjb

FILED

2006 JAN -9 A 10: 11

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

INQUIRY

THE COMMITTEE ON
FINANCE

Ann M. Steen
Clerk
Referred to Council
Without Recommendation

IN CITY COUNCIL
JAN 19 2006
FIRST READING
REFERRED TO COMMITTEE ON
FINANCE

Carey B. Smith
CLERK

KAS R. DeCARVALHO, ESQ.
127 Dorrance Street, 5th Floor
Providence, Rhode Island 02903
(401) 521-5945 x120 · krd@kaslawllc.com

WORK EXPERIENCE:

Law Offices of Kas R. DeCarvalho/Kaslaw, LLC (Providence, Rhode Island)
Sole Practitioner and Business Services (2005-present)

Legal representation of small- to medium-sized for-profit and not-for-profit business clients, including financing, mergers and acquisitions, commercial real estate, municipal law, entertainment/arts law, and educational law areas.

Reavis + Haskell LLC (Providence, Rhode Island)

Corporate Attorney and Business Services (2004)

Legal representation medium-sized for-profit and not-for-profit business clients, including financing, mergers and acquisitions, and contract negotiation.

Providence Martial Arts, Inc. (Pawtucket, Rhode Island)

Director (1999-present), Owner/Head Instructor (2003-2005)

Harrison Law Associates (Providence, Rhode Island)

General Practice, Corporate Attorney

Corporate Practice Manager (2002-2004)

Corporate practice group founder and chair, focused on a variety of general law areas, with particular focus on small- to medium-sized business and corporate practice, corporate litigation, financing, real estate, education and intellectual property issues.

Hinckley, Allen & Snyder LLP (Providence, Rhode Island)

Corporate Practice Group

Associate (1999-2002)

Summer Associate (1998)

Represented publicly and privately held middle-market clients, with specific practical applications in sales, mergers and acquisitions, restructuring, financing, securities regulation, licensing and intellectual property.

University of North Carolina (Chapel Hill, North Carolina)

Graduate School Attorney General (1998-1999)

Attorney General Staff Member (1992-1998)

Served as chief officer of the University's Graduate School judiciary system.

Legal Services of the Blue Ridge (Boone, North Carolina)

Summer Associate (1997)

Assisted with community outreach legal services, including landlord-tenant issues, benefit entitlements, and workers' compensation issues.

CitySearch.com (Raleigh, North Carolina)

Internet Business Advisor (1995-1996)

Launched a national interactive database for business web sites.

EDUCATION:

University of North Carolina School of Law, Juris Doctor, 1999

Graduate with honors

Dean's List

Vice Justice, Pi Alpha Delta legal service fraternity

Member, Black, Asian & Latino Legal Service Association (BALSA)

University of North Carolina, Bachelor of Arts, 1994

French Honor Society, Dean's List

Varsity Crew Team, 1990-1994

Chi Psi Fraternity, 1989-1994

Editorial Staff, "The Daily Tarheel," 1991-1994

Co-Founder, A.P.P.L.E.S. (Education-Oriented Service Organization)

Phillips Exeter Academy, 1989

MEMBERSHIPS:

American Bar Association, 1997-present

Rhode Island Bar Association, 1999-present

Quonset Development Corporation, board member
(Gubernatorial appointment), 2004-present

Providence Economic Development Partnership, board member
(Mayoral appointment), 2004-present

International Institute, board member, 2003-present

International Charter School,

Founding board member, 1999-present

Treasurer, 1999-2004

The MET School, board member, 2003-present

Rhode Island Commodores, 2004-present

Leadership Rhode Island, Omega Class (2004)

Providence Public Library System,

Corporate member, 2001-present

Programs Committee, 2004

City Girls/City Boys, board member, 2003

INTERESTS:

Parenting, Civic Service, Martial Arts, Acting, Fiction and Non-fiction writing, Fishing, Golden-Age Comic Books

ARTICLE IX. ZONING BOARD OF REVIEW

Sec. 901. Organization.

The board shall consist of five (5) regular members and one (1) auxiliary member. The board as constituted at the time of the effective date of this ordinance and the terms of office of the members thereof shall be continued.

901.1. Appointment. Board members and the auxiliary member shall be appointed by the mayor, subject to the approval of the city council.

901.2. Term. All regular members of the board and the auxiliary member of the board shall be appointed for a five-year term. No member or auxiliary member of the board shall continue in office after his or her term expires without being reappointed.

901.3. Vacancy. If during a term of office, a board member or auxiliary member dies, resigns, is convicted of a felony or crime of moral turpitude or a violation of official duties, or is absent from five (5) consecutive regular meetings of the board without the consent of the mayor, the office shall thereupon be declared vacant by the mayor and the vacancy shall be filled for the remainder of the unexpired term in the same manner as the original appointment.

901.4. Officers. The mayor, with the approval of the city council, shall designate a member of the board to be its chair and a member to be its vice-chair. The vice-chair shall serve as acting chair in the chair's absence.

901.5. Auxiliary member. The auxiliary member of the board shall sit as an active member and shall vote when and if a regular member of the board is unable to serve at any hearing.

(Ord. 1994, ch. 94-24, § 1, 6-27-94)

Sec. 902. Powers of the board.

The board shall have the powers provided in Section 45-24-57 of the RI Zoning Enabling Act of 1991, as amended, in the exercise of which it may rule on:

902.1. Appeals from decision by the director or other authorized agent. To hear and decide appeals in a timely fashion where it is alleged there is error in any order, requirement, decision, or determination made by the director, or other authorized agent in the enforcement or interpretation of this ordinance;

902.2. Appeals from decisions by the HDC or other authorized body. To hear and decide appeals from a party aggrieved by a decision of the historic district commission, DRC, commission or other authorized body;

902.3. Variances. To authorize, upon application, in specific cases of hardship, variances in the application of the terms of this zoning ordinance, as provided below:

(A) In granting a variance, the board shall require that evidence to the satisfaction of the following standards be entered into the record of the proceedings:

1. That the hardship from which the applicant seeks relief is due to the



Mayor of Providence

David N. Cicilline

February 1, 2006

The Honorable Members
The City Council of the
City of Providence
City Hall
Providence, Rhode Island 02903

Dear Honorable Members:

Pursuant to Section 401(b) of the Providence Home Rule Charter of 1980, as amended, I am this day withdrawing my appointment of Mr. Kas DeCarvalho, 154 Miller Avenue, Providence, Rhode Island 02905, as Chairman of the Zoning Board of Review.

Please find attached to this official communication, a copy of correspondence from Mr. DeCarvalho received by my office today.

Please transmit my original communication of appointment, dated December 28, 2005, back to the Providence City Clerk.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Cicilline", is written over the word "Sincerely,".

David N. Cicilline

Mayor

FILED

2006 FEB -1 P 3: 52

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

The Honorable Mayor David N. Cicilline
Providence City Hall
Providence, RI 02903

February 1, 2006

Dear Mayor Cicilline:

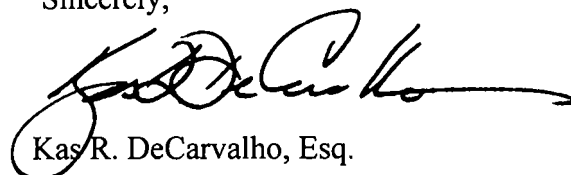
I am writing to thank you again for appointing me as your choice for the Chair of the Zoning Board of Review. While I did not accept the appointment lightly, it was my honor to step forward and do my part for the City of Providence.

As you know, this has not been an easy process. In accordance with established protocol for appointments requiring City Council approval, I appeared and provided testimony to the Committee on Finance, speaking at length about my background, my legal experience, and a number of specific issues concerning Zoning matters posed by the Committee. Further, since my appearance before the Committee, I have offered my time and interest, at their convenience, in speaking with members of the Committee or the City Council as a whole to further discuss my qualifications for this appointment. The majority of the members of the City Council have indicated to me (or directly to your office) that they are unwilling to meet with me further concerning my appointment. Further, I have been informed that there does not appear to be ample support for my nomination to go forward.

Throughout this process, I have been honored to receive numerous calls and letters supporting my nomination. However, it has become evident to me that, notwithstanding my qualifications or willingness to serve the City in this regard, I may not be able to receive fair and objective consideration for this nomination. I therefore respectfully request that you withdraw my appointment as Chair of the Zoning Board of Review.

I remain a steadfast and energetic supporter of the City of Providence, and continue to have a desire to serve the city in any way that I may. Thank you for your time and consideration.

Sincerely,



Kas R. DeCarvalho, Esq.

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2006 FEB -1 P 3: 53

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PROVIDENCE, R.I.