

# City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

## CHAPTER 1996-36

No. 533

### AN ORDINANCE WITH REFERENCE TO THE RESIDENCY OF EMPLOYEES, AS AMENDED

Approved October 15, 1996

*Be it ordained by the City of Providence:*

1. FINDING.

WHEREAS, in order for the employees of the City of Providence to be most effective, it is necessary for them to identify with the needs and goals of the residents of the City of Providence;

WHEREAS, this sense of identification can only be accomplished when an employee is actually a resident of the City;

WHEREAS, as a resident, an employee is also a participant in community activities and issues;

WHEREAS, this participation and commitment is essential to the development of strong sense of public service;

WHEREAS, it is important that the employees of the City of Providence possess this strong sense of public service.

WHEREAS, the electorate has agreed with the need for this sense of public service by voting in the affirmative to require a residency requirement in the Home Rule Charter of the City of Providence;

NOW, THEREFORE, BE IT RESOLVED, that all officers and employees of the City shall be residents of the City of Providence.

2. RESIDENCY REQUIREMENT.

All officers of the City, as defined in section 1207, and all employees of the City and any and all agencies and instrumentalities thereof, including all employees of the school department and the department of public safety, shall be residents of the City during such employment; provided, however, that any person exempted from such residency under the Home Rule Charter or other relevant and applicable provision shall be likewise exempted hereunder.

Persons not residents of the City may be appointed or engaged for employment on the condition that within six (6) months of such appointment or engagement they shall become residents of the City.

Res. 2

Any officer or employee of the City who, during employment ceases to be a resident and who is not exempt shall forfeit his or her position in the employ of the City. It shall be the duty of the Director of Personnel to monitor this residency requirement regularly and to report timely any violations to the Mayor and City Council for appropriate action.

Police officers and firefighters shall become residents of the City of Providence within six (6) months after he/she has been sworn into his/her position.

The residency requirement shall apply to all full and part-time employees of the City of Providence but shall not apply to temporary and seasonal employees, as defined herein.

### 3. NOTIFICATION.

Every employee shall be furnished a copy of the residency ordinance and a copy of the City Charter provision when hired and annually thereafter. Failure to do so, however, shall not be held to excuse any non-compliance.

### 4. AFFIDAVIT.

Every employee shall sign a notarized affidavit averring that he/she is a residence of the City.

### 5. COMMISSION.

There shall be a Commission of five (5) members, which shall enforce the residency requirement, as set forth above. All violations reported to the Mayor and/or City Council shall then be reported to the Commission for investigation and the Commission shall report to the Mayor and the City Council all findings together with a recommended action.

The Commission shall consist of five (5) members, three (3) of whom shall be Council members, appointed by the Council president and two (2) of whom shall be appointed by the Mayor. Each member shall serve a term concurrent with the appointing authority.

### 6. REPORTING.

The Personnel Director, shall monthly report any and all violations of the residency requirement to the Mayor and the City Council. The Executive Director of the Civic Center and the Superintendent of Schools shall report any and all violations by persons under their supervision to the Personnel Director on a monthly basis.

### 7. DEFINITIONS.

*Residence* shall mean domiciled in the City of Providence.

*Domiciled* shall mean that place where a person has his or her true, fixed, and permanent home and principal establishment, and to which, whenever he or she is absent has the intention of returning.

*Part-time* shall mean an employee who is hired for fewer than thirty-five hours per week.

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CITY HALL

THE CITY COUNCIL  
OF THE  
CITY OF PROVIDENCE, RHODE ISLAND



November 25, 1996

Michael R. Clement, City Clerk  
City Clerk's Department  
City Hall  
Providence, Rhode Island 02903

Re: No. 533, An Ordinance with Reference to the Residency of Employees,  
as Amended, Chapter 1996-36, Approved October 15, 1996

Dear Mr. Clement:

Please accept this correspondence with regard to the above stated Ordinance, relating to the Commission on Residency, which requires that I appoint three (3) Council members. As such, I am this day appointing Council members: Ronald W. Allen, David V. Igliazzi, and Councilwoman Carol A. Romano.

Thank you for your consideration, and if you should require any further correspondence, please feel free to contact me.

Sincerely,

Evelyn V. Fagnoli  
Council President

EVF:r  
Enclosure

IN CITY COUNCIL  
DEC 4 1996

READ  
WHENEUPON IT IS ORDERED THAT  
THE SAME BE RECEIVED.

  
CLERK