



TOWN COUNCIL MEETING
Monday, January 4, 2021
6:30 PM

PURSUANT TO EXECUTIVE ORDER NO. 20-05 EXECUTED BY GOVERNOR GINA RAIMONDO ON MARCH 16, 2020, THIS MEETING WILL BE TELECONFERENCED VIA ZOOM:

The public is invited to observe and participate in the deliberations of this meeting by accessing the meeting link set forth herein. For those without access to video observation platforms, you may also call in to listen to the deliberations of this meeting by using the call in phone number provided herein. To participate during Public Hearing or Public Input you will press *9 to raise your hand.

JOIN VIA PHONE: 1-646-558-8656 or 1-301-715-8592
or 833- 548- 0276 US Toll-free or 833- 548- 0282 US Toll-free
WHEN PROMPTED, ENTER MEETING ID: 875 9360 4814
PRESS # AGAIN TO JOIN THE MEETING

JOIN VIA COMPUTER OR MOBILE APP: Meeting
ID: <https://us02web.zoom.us/j/87593604814>

TO VIEW THE MEETING LIVE STREAM WITH NO INTERACTION, PLEASE VISIT THE FOLLOWING
LINK: <http://158.123.195.41/OTRMedia/Town2020/Others2020/StreamPrimJtown.html>

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

III. COUNCIL, ADMINISTRATOR, TOWN DEPARTMENTS, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS

Please Note the Following Items are Status Reports and Matters of Interest to the Council and are for Informational Purposes unless Indicated Otherwise and will be Acted upon in Accordance with Section 42-46-6 (b)

- A) Town Administrator's Report: Jamie A. Hainsworth
 - 1) Update on 2021/2022 Budget Preparation and Process

- B) Town Solicitor's Report: Peter D. Ruggiero, Esq.
 - 1) Update on Civil Action File: NC-2020-0375 Thomas Carey V. Town of Jamestown

IV. UNFINISHED BUSINESS

Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

- A) Upcoming Meetings and Sessions – dates and times
 - 1) Town Council Meeting Schedule: Board and Commission Interviews; January 19, 2021 @ 5:00 P.M-Regular Meeting at 6:30 P.M.

V. NEW BUSINESS

Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

- A) Review, Discuss and/or take Action and/or Vote on Request of Joe & Tony Pinheiro to install upwellers at the Fort Getty Pier

VI. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

- A) Jamestown Harbor Commission Member (two vacancies with a three-year term expiring December 31, 2023)
 - 1) Letters of interest for reappointment
 - a) Stephen Bois
 - 2) Letter of interest for appointment
 - a) Jessica McCarthy
 - 3) Letter of Resignation
 - a) Mr. Harsch

VII. CONSENT AGENDA

An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately for review, discussion and/or potential action and/or vote. A Consent Agenda item or items may be removed by the Town Council for review, discussion and/or potential action and or vote.

- A) Minutes of Boards/Commissions/Committees
 - 1) Zoning Board of Review (November 24, 2020)
 - 2) Zoning Board of Review (December 1, 2020)

- B) Request of Tax Assessor for Specific Abatements & Addenda of Taxes

MOTOR VEHICLE ABATEMENTS TO 2020 TAX ROLL		
04-0160-06M	Motor Vehicle-	\$109.02
04-0160-07M	Motor Vehicle-	\$58.26
ABATEMENTS TO 2020 TAX ROLL		
13-0450-35	Plat 9, Lot 46	\$355.89
ADDENDA TO 2020 TAX ROLL		
18-0152-27	Plat 5, Lot 25	\$ 125.00
TOTAL ABATEMENTS		\$ 523.17
TOTAL ADDENDA		\$ 125.00

- C) Approval of Pole Placement Request by National Grid & Verizon New England for Install Pole 2-2 Across the Street from Pole 2 to Service new Customers on Bay Terrace; Plan WR #30132951

VIII. OPEN FORUM- To participate you will press *9 to raise your hand.

The meeting moderator will coordinate your participation.

Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council. Note: Section 42-46-6 of the Open Meetings Act, and Department of the Attorney General Advisory Opinions relevant to this item on any public body meeting agenda specifically prohibits the Town Council from discussing, considering or acting on any topic, statement or question presented. The Town Council may, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.

- A) Scheduled request to address- none
B) Non-scheduled request to address

IX. ADJOURNMENT

Pursuant to RIGL § 42-46-6(c) Notice of this meeting shall be posted on the Secretary of State's website and at the Town Hall and the Jamestown Philomenian Library. Notice is also posted at the Jamestown Police Station and on the Internet at www.jamestownri.gov.

ALL NOTE: If communications assistance is needed or other accommodations to ensure equal participation, please call 1-800-745-5555, or contact the Town Clerk at 401-423-9800, via facsimile to 401-423-7230, or email to eliese@jamestownri.net not less than three (3) business days prior to the meeting.

Posted on the RI Secretary of State website on December 30, 2020



STATE OF RHODE ISLAND
SUPERIOR COURT
SUMMONS

	Civil Action File Number NC-2020-0375
Plaintiff Thomas Carey v. Town of Jamestown Defendant	Attorney for the Plaintiff or the Plaintiff Jeremiah C Lynch Iii Address of the Plaintiff's Attorney or the Plaintiff MOORE VIRGADAMO & LYNCH LTD 97 JOHN CLARKE ROAD MIDDLETOWN RI 02842
Murray Judicial Complex Newport County 45 Washington Square Newport RI 02840 (401) 841-8330	Address of the Defendant 93 Narragansett Avenue Jamestown RI 02835

TO THE DEFENDANT, Town of Jamestown:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 12/23/2020.	/s/ John Graziano Clerk
---	----------------------------

Witness the seal/watermark of the Superior Court



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Thomas Carey v. Town of Jamestown Defendant	Civil Action File Number NC-2020-0375
---	---

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Town of Jamestown, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
- At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person of suitable age and discretion _____
Address of dwelling house or usual place of abode _____
Age _____
Relationship to the Defendant _____
- With an agent authorized by appointment or by law to receive service of process.
Name of authorized agent _____
If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.
Name of person and designation _____
- By delivering said papers to the attorney general or an assistant attorney general if serving the state.
- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.
Name of person and designation _____



STATE OF RHODE ISLAND
SUPERIOR COURT

Upon a private corporation, domestic or foreign:

By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: ____ / ____ / ____
Month Day Year

SERVICE FEE \$ _____

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____



STATE OF RHODE ISLAND
SUPERIOR COURT
SUMMONS

	Civil Action File Number NC-2020-0375
Plaintiff Thomas Carey v. Town of Jamestown Defendant	Attorney for the Plaintiff or the Plaintiff Jeremiah C Lynch Iii Address of the Plaintiff's Attorney or the Plaintiff MOORE VIRGADAMO & LYNCH LTD 97 JOHN CLARKE ROAD MIDDLETOWN RI 02842
Murray Judicial Complex Newport County 45 Washington Square Newport RI 02840 (401) 841-8330	Address of the Defendant 93 Narragansett Avenue Jamestown RI 02835

TO THE DEFENDANT, Town of Jamestown:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 12/23/2020.	/s/ John Graziano Clerk
---	----------------------------

Witness the seal/watermark of the Superior Court



**STATE OF RHODE ISLAND
SUPERIOR COURT**

Plaintiff Thomas Carey v. Town of Jamestown Defendant	Civil Action File Number NC-2020-0375
---	---

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Town of Jamestown, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
- At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person of suitable age and discretion _____
Address of dwelling house or usual place of abode _____
Age _____
Relationship to the Defendant _____
- With an agent authorized by appointment or by law to receive service of process.
Name of authorized agent _____
If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.
Name of person and designation _____
- By delivering said papers to the attorney general or an assistant attorney general if serving the state.
- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.
Name of person and designation _____



**STATE OF RHODE ISLAND
SUPERIOR COURT**

Upon a private corporation, domestic or foreign:

By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: ____/____/____
Month Day Year

SERVICE FEE \$ _____

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

STATE OF RHODE ISLAND
NEWPORT, SC.

SUPERIOR COURT

THOMAS CAREY
Plaintiff

vs.

C.A. No. NC-2020-

TOWN OF JAMESTOWN
Defendant

COMPLAINT

Count I

1. This Count is brought pursuant to Title 9, Chapter 30 of the General Laws of Rhode Island, 1956, as amended.

2. Plaintiff Thomas Carey is the owner of certain real estate located in the Town of Jamestown, County of Newport, State of Rhode Island which is identified as Lot 6 on Plat 12 of the Jamestown Tax Assessor's maps, as presently constituted.

3. Upon information and belief, the Town of Jamestown claims to be the owner of Lot 138 on said Plat 12 of the Jamestown Tax Assessor's Maps.

4. Plaintiff's real estate consists of four (4) parcels of land identifies as Lots 27, 28, 29 and 30, on that certain plan of land entitled "Partition Plat of Hull Cove Farm, Jamestown, RI, in Equity Suit No. 610, Wm. A. Watson, et al v. Laura Watson, et al, J.P. Cotton Civil Engineer, 1903", (hereinafter described as "Partition Plat"), which plan is recorded in the Jamestown Land Evidence Records.

6. Defendant's parcel of real estate is identified as the beach area on the Partition Plat.

7. Together with the filing of said Partition Plat, the Court appointed Commissioner filed a "Report of Commissioners" dated July 18, 1903, which is recorded in Volume 14, Page 501 of the Jamestown Land Evidence Records.

8. Lots 27, 28, 29 and 30, as shown of the Partition Plat and as described in said "Report of Commissioners", did not have frontage on a public or private right of way.

9. The sole means of access and egress from Lots 27, 28, 29 and 30 was across Hull Cove Beach, which is now identified as Lot 138, onto Beaver Tail Road.

10. Plaintiff's real estate, formerly identified as Lots 27, 28, 29 and 30 were described as "bathhouse lots" in the Report of Commissioners.

11.. Lots 27, 28, 29 and 30 were four (4) of the thirty-one (31) lots created by the Commissioners for the purpose of granting various lot owners on the Partition Plat access to shore with bathing rights.

12. The sole means of access to all thirty-one (31) so-called "bathhouse lots" was across Hull Cove Beach.

13. The Commissioners intentional did not convey the fee to Hull Cove Beach, but specifically left said beach to be used in common with the various owners of the lots on the Partition Plat.

14. Plaintiff's predecessors in title, constructed a dwelling on Lot 6.

15. Plaintiff's predecessors in title used Hull Cove Beach for access and egress from Beaver tail Road to their lot.

16. Plaintiff's predecessors in title used the beach area for motor vehicle access to their lot.

17. Plaintiff's predecessors in title would regularly parking motor vehicles on the

beach and on what is now described as Lot 6.

18. Defendant now claims that it is the sole owner of Hull Cove Beach, currently identified as Lot 138 on Plat 12.

19. Defendant is obstructing Plaintiff's right of access to his lot across the Hull Cove Beach.

20. Plaintiff is a common owner of Hull Cove Beach.

21. As an owner of Hull Cove Beach, Plaintiff has the right to utilize the beach for access and egress, either by foot or vehicle, to and from his property.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court grant him the following relief:

A. Declared that Plaintiff is a co-owner of Hull Cove Beach;

B. Declare that Plaintiff has the right to travel, either by foot or vehicle, across Hull Cove Beach to access his property; and

C. Award Plaintiff such other relief that is meet and just.

Count II

Injunctive Relief

22. Plaintiffs reallege and incorporate herein the allegations contained in Paragraphs 1 through 21.

23. Plaintiff prepared a CRMC Maintenance Application for improvements and renovations to his dwelling.

24. As part of the application, CRMC requires a letter from the municipal building official authorizing the proposed renovations.

25. Plaintiff's engineers made a formal request to the Jamestown Building Official to

confirm that the Plaintiff had the right to access his lot.

26. The Jamestown Building Official responded to Plaintiff's engineers by stating, "I will not sign any CRMC applications pertaining to this lot granting any type of access over or clearing of any Public, Private, or platted right of ways."

27. Plaintiff attempted to seek the intervention of the Jamestown Town Manager to seek the Town's cooperation with the CRMC application.

28. The Town Manager refused to cooperate and submit the required Town certification.

29. As a result of the Town's refusal to cooperate with the CRMC Maintenance application, Plaintiff is unable to proceed with his CRMC application.

30. Plaintiff is irreparably harmed by Defendant's refusal to act in good faith.

31. Plaintiff has no adequate remedy at law to seek redress from Defendant's refusal to act.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court issue a mandatory injunction requiring Defendant to provide CRMC with a notice stating that Plaintiff has the right to access his lot across Hull Cove Beach.

THOMAS CAREY
By his attorneys,



MOORE, VIRGADAMO & LYNCH, LTD.

/s/ Jeremiah C. Lynch, III
Jeremiah C. Lynch, III #3968
97 John Clarke Road
Middletown, Rhode Island 02842
(401) 846-0120 fax (401) 848-0234
jlynch@mvlaw.com

January

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
					1 New Year's Day Town Hall Closed	2
3	4 Town Council Interviews 5:00 Town Council Meeting: 6:30 pm	5	6 Housing Authority 10am (PA) Planning Commission 7 pm	7	8	9
10	11	12 Library Board of Trustees 5pm (JPL) Conservation Commission 7pm (CR)	13 Probate Court 9 am Town Council Agenda & Bills Deadline @ Noon Harbor Commission 7pm	14 Traffic Committee 6 pm Town Council Packets	15	16
17	18 Martin Luther King Day Town Hall Closed	19 Town Council Interviews 5:00 Town Council/Water & Sewer: 6:30 pm	20 Planning Commission 7 pm	21	22	23
24/31	25 Board of Canvassers 7 Pm	26 Zoning Board of Review 7pm	27 Town Council Agenda & Bills Deadline @ Noon	28 Town Council Packets	29	30

February

Sun	Mon	Tues	Wed	Thu	Fri	Sat
	1 Town Council Meeting: 6:30 pm	2	3 Probate Court 9 am Planning Commission 7pm	4	5	6
7	8	9 Conservation Commission (CR) 7pm	10 Housing Authority 10am (PA) Harbor Commission 7pm	11	12	13
14 	15 President's Day Town Hall Closed 	16 Library Board of Trustees 5pm (JPL) Town Council/Water & Sewer: 6:30 pm	17 Town Council Agenda & Bills Deadline @ Noon Planning Commission 7pm	18 Town Council Packets	19	20
21	22	23 Town Council/Water & Sewer: 6:30 pm	24 Town Council Agenda & Bills Deadline @ Noon	25 Traffic Committee 6pm Town Council Packets	26	27
28		Zoning Board of Review 7pm				

Erin Liese

From: Joseph Pinheiro <jpinheiro427@gmail.com>
Sent: Tuesday, December 29, 2020 11:10 AM
To: Erin Liese
Subject: Town Council Meeting Documents
Attachments: Upweller Configuration 2.png

Hi Erin, could you please include this into the upcoming Town Council meeting? There is also a document attached that i would like included. Thank You!

Antonio and Joseph Pinheiro
161 Beacon ave
Jamestown, RI 02835

Proposal Seeking Letter of Support to CRMC for Upweller(s) at Fort Getty Pier

Dear Town Council,

We are seeking your recommendation for a letter of support to the CRMC, from the Town Council, or Town Administrator to be able to utilize our leased area at the Fort Getty Pier for the purpose of installing Upweller's (oyster growers).

The main Upweller will be located beneath the Pontoon boat we have at the Pier currently. Rough dimensions of such will be 4'x20'. These will be virtually invisible while the Pontoon boat is docked, and very low profile and non-intrusive, visually and aesthetically, when the Pontoon boat is not docked.

In our previous applications we have noted small tank style Upwellers may be located in the vessels we have. They will be similar to live-wells found in many fishing boats (both recreation and commercial).

We are asking that we be able to work with the Town Administrator in the future if we need to alter the upwellers/ layout for the purpose of timeliness and efficiency. If need be, we can revisit such alteration request(s) with the Harbor Commission and/or Town Council, which will be done at the discretion of the Town Administrator.

We've simplified our application from past years, as many of you have probably visited the Fort Getty Pier and now understand the concept, and realize the Upwellers are virtually invisible, or have such a low impact, and fit in aesthetically with the past commercial uses of the Fort Getty Pier.

We are seeking approval for as long as we are leasing space at the Pier.

Attached is a picture of the layout we have previously submitted and one of which we would currently seek approval for by the CRMC.

Thank you for your consideration!

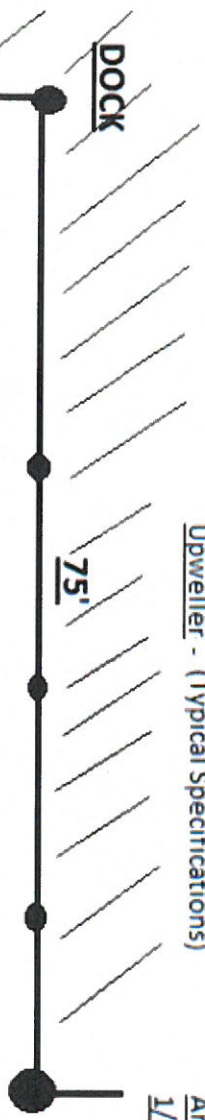
Antonio and Joseph Pinheiro

Upweller - (Typical Specifications)

Antonio and Joseph Pinheiro
1/4/2018

DOCK

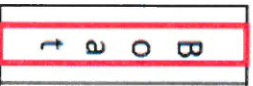
75'



Boat



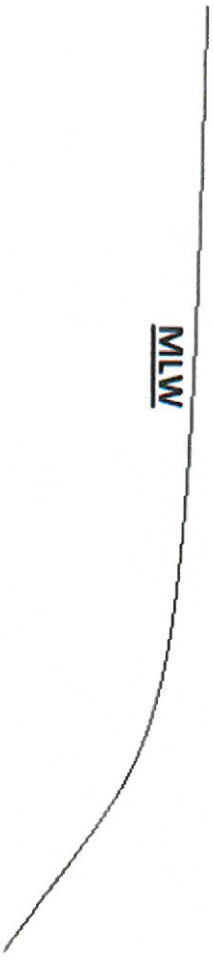
We will also utilize "Tank Upwellers" in the boat(s)



Upweller_r (4'x20')
located under boat-
Between pontoons

75'

MLW



Scale
1" = 12.5'



Edward A. Mello
Chief of Police

JAMESTOWN POLICE DEPARTMENT

250 Conanicus Avenue, Jamestown, RI 02835

Tel: (401) 423-1212 Fax: (401) 423-3710

www.jamestownri.net/police



MEMORANDUM

TO: Jamie Hainsworth, Town Administrator
FROM: Chief Edward A. Mello
DATE: December 18, 2020
SUBJECT: Fort Getty; upweller program

Jamie,

In 2018, Joe and Tony Pinheiro began discussions with the Jamestown Harbor Commission (JHC) and requested permission to "install" upwellers at the Fort Getty Pier by retrofitting an pontoon boat. The upwellers would be used to cultivate oyster seed until such time that they reach an adequate size and then be moved to their oyster farm located off of Zeek's Creek.

In 2018, members of the Harbor Commission Facilities Sub-committee and I met with the Pinheiros on several occasions to discuss the proposal. Included in the discussion was the North Kingstown model in which the Town realized infrastructure benefits as the result of a similar partnership as well as the desire to maintain public benefit and access. Also discussed was the reality that this would be exclusive to the Pinheiros without a public bidding process and the need for Town Council approval as this use is outside the scope of authority granted to the Harbor Commission.

The Pinheiro's currently have two permits at Fort Getty, which allow them to operate two vessels from the pier. They are both used for commercial fishing purposes. A 19-foot vessel and a 25-foot vessel are both currently permitted and charged a collective rate of \$ 1772.00 per year.

They are currently limited to 160 square feet of work area on the pier deck.

On, March 13, 2019 the JHC recommended to the Town Council that a pilot program be permitted. On April 1, 2019, the Town Council approved the pilot program with conditions as set forth in the attached letter (Attachment A). This included an assessment at the end of the season.

On December 11, 2019, I provided the JHC with my recommendation to terminate the pilot program based on the concerns outlined in the attached memo (Attachment B).

On January 8, 2020, the JHC voted to recommend the extension of the pilot program for the 2020 season and the Jamestown Town Council approved this request on January 21, 2020.

On December 9, 2020, the JHC considered the request that the program be continued. This will now mean that the Pinheiros will occupy three areas at Fort Getty Pier and will be assessed a total rate of \$2572.00/per year. They were provided the attached documents from me (Attachment C).

After much discussion, the JHC recommended the approval of the program for a period of one-year and to remove the term "pilot" from the agreement. The JHC did not reach a consensus for the permitted area to be allowed on the pier deck. Under the current terms, they are permitted 160 square feet. This is based upon the previous permit of 80 square feet per vessel. The following conditions would remain in place:

- Size of float shall be no greater than 4' by 20'
- Vessels shall meet all local, state and federal requirements
- Shall be considered an extension of the ~~pilot~~ program subject to reassessment in December 2020
- No equipment shall be left on the pier deck outside of the designated work area of 160 s.f.
- Sorter and equipment shall be removed from pontoon boat and deck when not in use
- Insurance and/or bond requirement to be established by the Town
- Harbormaster shall have full authority to remove all equipment at any time
- Required removal of equipment based upon predicted inclement weather conditions
- Rate shall be consistent with current vessel rate; subject to reassessment in December 2021
- Vessels and all equipment when not in use shall be removed from Town property in accordance with all local, state laws, rules and regulations
- No public access shall be permitted onto the float
- No electricity to be used for operation
- Must obtain CRMC permit
- The Town's Insurance Carrier has indicated that the following insurance coverage must be provided; please provide me a copy of the binder listing the coverage detail:
- Minimum General Liability limits: \$1,000,000 per occurrence, \$2,000,000 in aggregate with carrier rated B+ or better by A.M. Best or national rating agency
- List the Town of Jamestown as an additional insured – Endorsement CG 20 37
- The Town will not waive subrogation rights as the Trust General Liability Policy has an express restriction against agreeing to such a waiver.

I request that this matter be scheduled for consideration by the Town Council at the next available meeting.



Jamestown Harbor Office
250 Conanicus Avenue
Jamestown, RI 02835
(401) 423-7190

December 6, 2019

Reference: Pilot Program Fort Getty Upweller

Jamestown Harbor Commission Members;

In March of 2019, Joseph and Antonio Pinheiro requested the use of the Fort Getty Pier for the purpose of installing upwellers in order to cultivate oysters. The Pinheiros indicated that the space to be used would be in lieu of the permitted space currently rented for the dockage of their 19' boat at a rate of \$760 per year. The proposal included detailed photos, which depicted a "pontoon" type vessel from which the oyster cages would be hung below. The Jamestown Harbor Commission recommended approval of the request to the Town Council as a pilot program to be reassessed in December 2019. The Town Council subsequently approved this recommendation.

On April 10, 2019, an approval letter was issued listing the specific conditions. (See attached A)

During the period of the pilot program, several on-site inspections were made by Town staff. At no time was the pontoon boat seen in operation. However, several cages were "strung" off the pier. (See attached photo B) This was in contrast as to what was proposed.

On several occasions, excessive equipment was stored on the pier itself. This was in violation of a specific condition of the approval program. (See attached photo C)

On November 8, 2019, I was requested by Andy Wade, Recreation Director to notify six (6) individuals that their boats and/or trailers were being stored at Ft. Getty without approval. This included a boat and trailer belonging to Pinheiro. Joe was notified via email on November 8. He replied questioning the process and ordinance. (See attached D). All other boats/trailers were subsequently removed by November 28, 2019.

This is similar to the same violation, which began on November 18, 2014 in which a boat belonging to Pinheiro was left at Ft. Getty. This matter was not resolved until March 23, 2015 when the boat was removed. This matter included an appeal to the JHC.

As previously stated, my concern remains with the level of staff time and involvement in managing such a program in which the party is not compliant with the terms as designated by the agreement. Keeping in mind that this generates no additional income to the Town. As such, it is my recommendation to terminate the pilot program.



Jamestown Harbor Office

250 Conanicus Avenue
Jamestown, RI 02835
(401) 423-7190

April 10, 2019

Sunset Oyster Farms
C/o Tony and Joe Pinheiro
161 Beacon Avenue
Jamestown RI 02835

Dear Tony and Joe;

At meeting of April 1, 2019, the Jamestown Town Council considered your request to place a floating upweller to be located at Fort Getty. This consideration and request was the result of the recommendation of the Jamestown Harbor Commission (JHC). The JHC recommended approval with specified conditions.

As a result, the Jamestown Town Council approved your proposal with the following stipulations:

- Size of float shall be no greater than 4' by 20'
- Shall be considered a one-year pilot program subject to reassessment in December 2019
- No equipment shall be left on the pier deck outside of the designated work area of 160 s.f.
- Sorter and equipment shall be removed from pontoon boat and deck when not in use
- Insurance and/or bond requirement to be established by the Town
- Harbormaster shall have full authority to remove all equipment at any time
- Required removal of equipment based upon predicted inclement weather conditions
- Rate shall be consistent with current vessel rate; subject to reassessment in December 2019
- Vessels and all equipment when not in use shall be removed from Town property
- No public access shall be permitted onto the float
- No electricity to be used for operation
- Must obtain CRMC permit

The Town's Insurance Carrier has indicated that the following insurance coverage must be provided; please provide me a copy of the binder listing the coverage detail:

Minimum General Liability limits: \$1,000,000 per occurrence, \$2,000,000 in aggregate with carrier rated B+ or better by A.M. Best or national rating agency

List the Town of Jamestown as an additional insured – Endorsement CG 20 37

The Town will not waive subrogation rights as the Trust General Liability Policy has an express restriction against agreeing to such a waiver

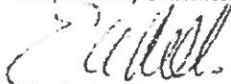

Chief Edward A. Mello

Executive Director, Jamestown Harbor Commission

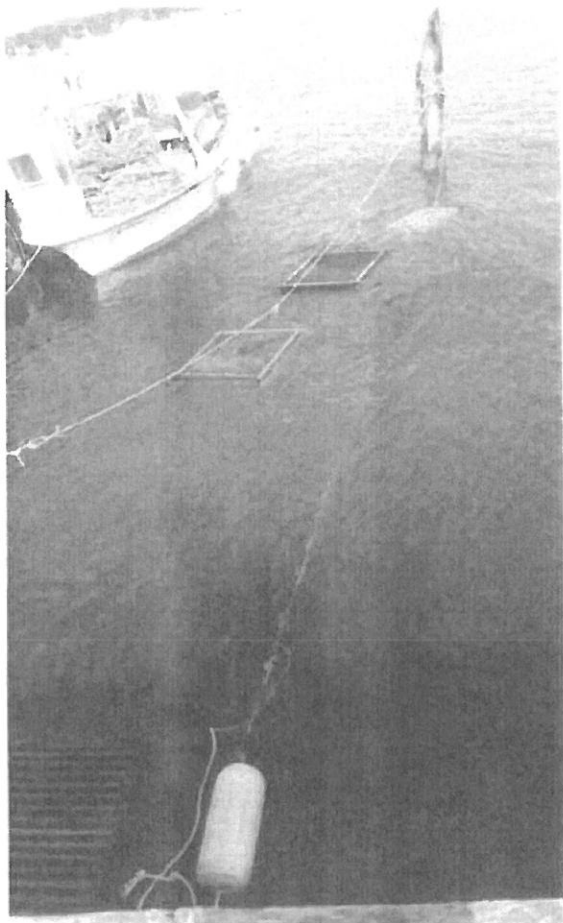


With that, I would urge the JHC and Town staff to assemble a formal public process to solicit proposals from all commercial operators. This would be similar to what we have seen in other communities such as North Kingstown. This would not exclude the Pinheiros, but would create a path to a more formal process and program, which would consider benefits to all parties.

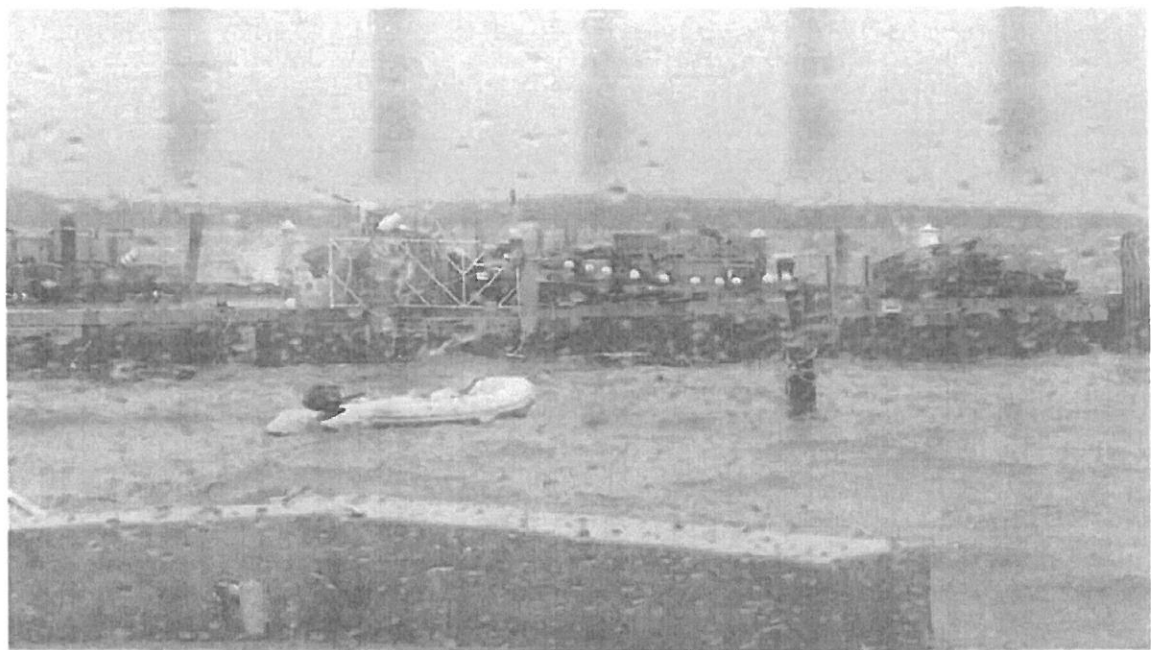
Respectfully submitted,

A handwritten signature in black ink, appearing to read "E. Mello", written in a cursive style.

Chief Edward A. Mello
Executive Director



B.1



B.2

Chief Edward Mello

B.3

From: Kim Devlin
Sent: Friday, December 06, 2019 10:15 AM
To: Chief Edward Mello
Subject: FW: Boat Trailers

Kim Devlin
Jamestown Police and Harbor Office
250 Conanicus Avenue
Jamestown, RI 02835
401-423-1213 x4339

From: Kim Devlin
Sent: Tuesday, November 12, 2019 8:17 AM
To: 'Joseph Pinheiro' <jpinheiro427@gmail.com>
Subject: RE: Boat Trailers

Per Chief, the trailers should be removed from Ft. Getty.

Kim Devlin
Jamestown Police and Harbor Office
250 Conanicus Avenue
Jamestown, RI 02835
401-423-1213 x4339

From: Joseph Pinheiro [mailto:jpinheiro427@gmail.com]
Sent: Friday, November 08, 2019 5:40 PM
To: Kim Devlin <kdevlin@jamestownri.net>
Subject: Boat Trailers

I was sure it was ok per the ordinance? Is there some type of process I need to go through to resolve the issue?

On Fri, Nov 8, 2019, 3:35 PM Kim Devlin <kdevlin@jamestownri.net> wrote:

Per request of the Jamestown Recreation Department; please remove your boat and/or trailer from the Ft. Getty area.

This is not permitted and should be removed immediately.

Failure to do so will result in the Town removing the property at your expense.

Thank you.

Kim Devlin

From: Joseph Pinheiro <jpinheiro427@gmail.com>
Sent: Thursday, December 3, 2020 9:47 AM
To: Antonio Pinheiro; Kim Devlin; Jamie Hainsworth
Subject: Fwd: proposal
Attachments: Upweller Configuration 2.png

Antonio and Joseph Pinheiro
161 Beacon ave
Jamestown, RI 02835

Proposal Seeking Letter of Support to CRMC for Upweller(s) at Fort Getty Pier

Dear Harbor Commission,

We are seeking your recommendation for a letter of support to the CRMC, from the Town Council, or Town Administrator to be able to utilize our leased area at the Fort Getty Pier for the purpose of installing Upweller's (oyster growers).

The main Upweller will be located beneath the Pontoon boat we have at the Pier currently. Rough dimensions of such will be 4'x20'. These will be virtually invisible while the Pontoon boat is docked, and very low profile and non-intrusive, visually and aesthetically, when the Pontoon boat is not docked.

In our previous applications we have noted small tank style Upwellers may be located in the vessels we have. They will be similar to live-wells found in many fishing boats (both recreation and commercial).

We are asking that we be able to work with the Town Administrator in the future if we need to alter the upwellers/ layout for the purpose of timeliness and efficiency. If need be, we can revisit such alteration request(s) with the Harbor Commission and/or Town Council, which will be done at the discretion of the Town Administrator.

We've simplified our application from past years, as many of you have probably visited the Fort Getty Pier and now understand the concept, and realize the Upwellers are virtually invisible, or have such a low impact, and fit in aesthetically with the past commercial uses of the Fort Getty Pier.

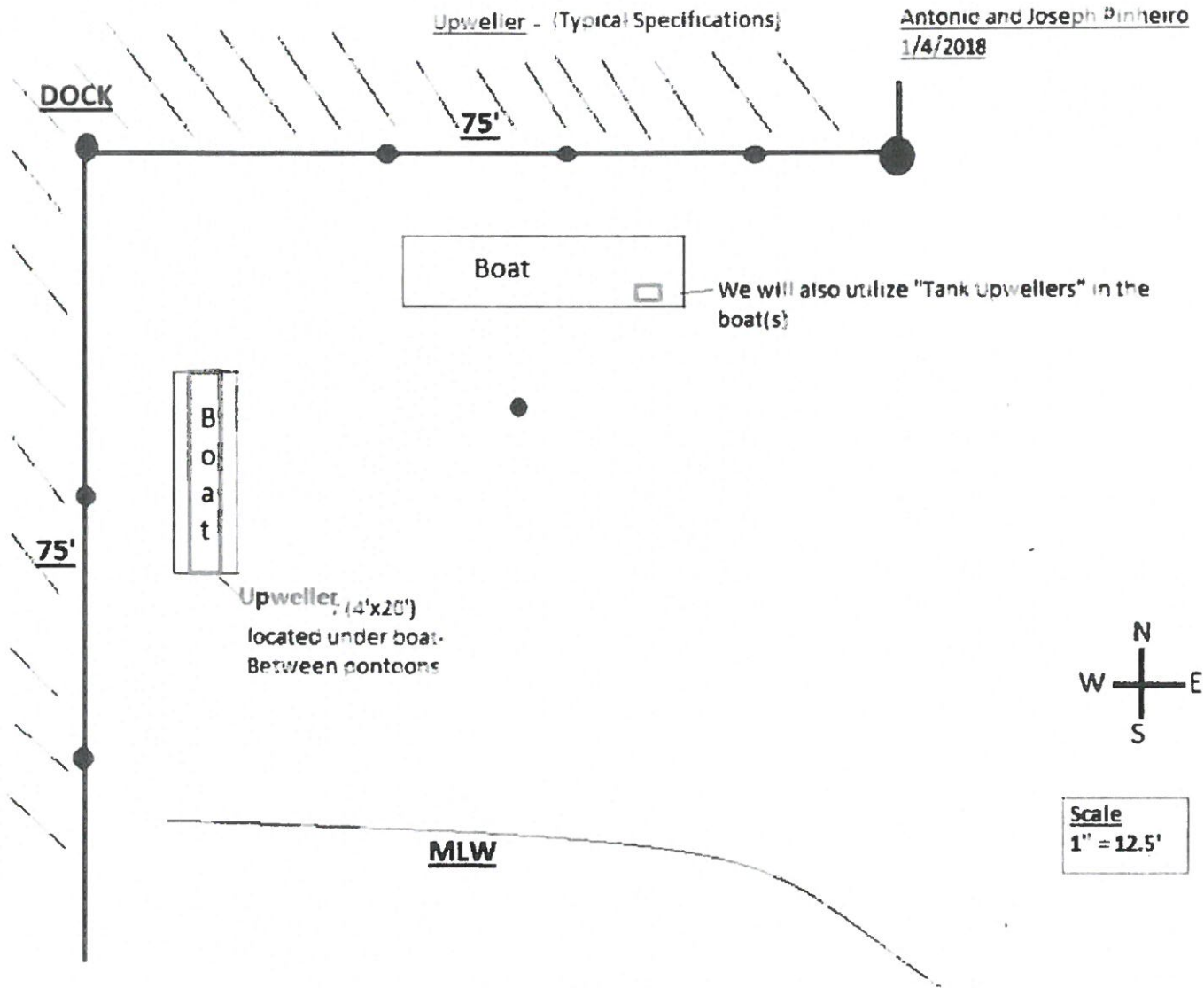
We are seeking approval for as long as we are leasing space at the Pier.

Attached is a picture of the layout we have previously submitted and one of which we would currently seek approval for by the CRMC.

Thank you for your consideration!

Antonio and Joseph Pinheiro

Attachment C.1

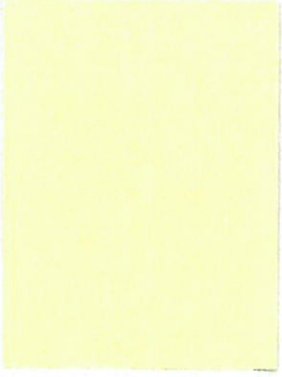


Antonio and Joseph Dinheiro
1/4/2018

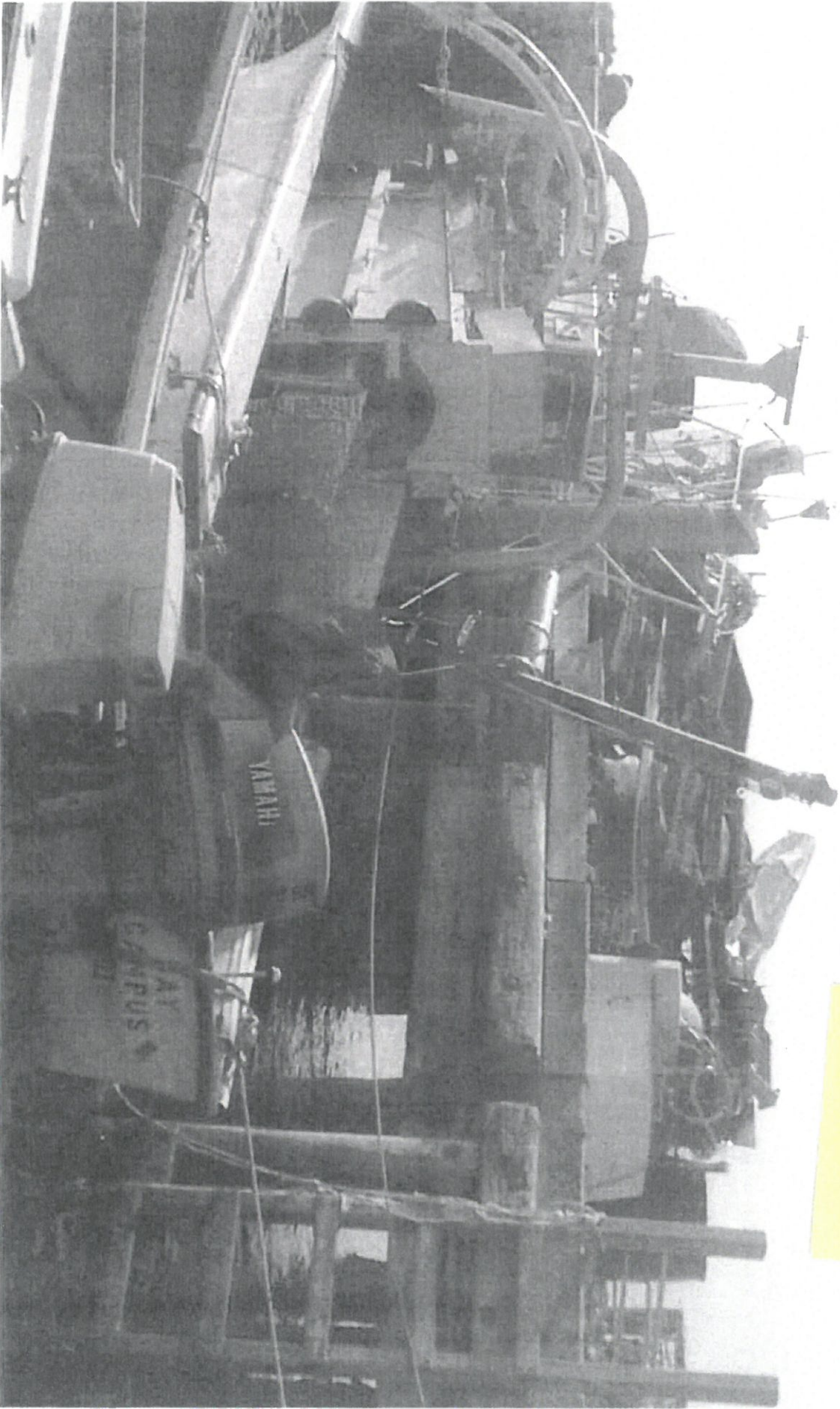
Scale
1" = 12.5'



Attachment C.2



Attachment C.3



Attachment C.4



Attachment C.5

From: [Mark Campbell](#)
To: [Kim Devlin](#)
Subject: FOR YOUR FILE
Date: Friday, June 19, 2020 1:27:59 PM

Kim: Chief asked me to send you this email for your file to document that I tagged Joe P's boat on Tuesday afternoon, June 16, 2020. His work boat was on the 30 minute T&G dock from 0830 until I left work at 1630. If you recall, we tried calling the number for Joe with no luck, and ended up contacting Tony who said he would get it moved. Don't know when it moved, but it is gone as of today.

Thanks

mjc

M.J. Campbell

Mark J. Campbell

Harbormaster

Jamestown, RI

O: 401-423-4340

C: 401-265-3990

Email: mcampbell@jamestownri.net



On Wed, Jun 10, 2020, 12:47 PM <alerts@onlinemooring.com> wrote:

Upon conducting an inspection of the Fort Getty area on June 10, 2020, I observed several violations of the terms of your agreement. These include:

Exceeding the permissible area on the wood pier to store equipment

The storage of two vessels-you are approved for only one vessel

The hanging cages attached to the dock are not in compliance with the terms of the agreement-they are to be situated below the pontoon vessel which is not on site.

Upon review of your account, your insurance has expired. Please provide to the Town an updated insurance form.

Thank you.

Chief Edward Mello

From: Joseph Pinheiro <jpinheiro427@gmail.com>

Sent: Wednesday, June 10, 2020 4:04 PM

To: Kim Devlin; Chief Edward Mello

Subject: Re: Ft. Getty Upweller Review

Actually, im here at the dock now, I can see why you say I'm over the permitted area, I have two small piles of things that I am getting ready to take from the dock. A little less than 20 SQ feet... I started reorganizing my gear this morning and needed to use the space temporarily. It will be gone before tomorrow.

Reply Reply All Forward

Wed 6/10/2020 4:07 PM

Joseph Pinheiro <jpinheiro427@gmail.com>

Inspection s

To: Chief Edward Mello

You forwarded this message on 6/11/2020 6:54 AM.

In the future, if you let me know before your coming to Inspect, I can meet you. That way we can avoid any further confusion

Thanks again

Joe

(401)374-5301



From: Joseph Pinheiro <jpinheiro427@gmail.com>
Date: Wednesday, June 10, 2020
Subject: Ft. Getty Upweller Review
To: Kim Devlin <kdevlin@jamestownri.net>, Chief Edward Mello <emello@jamestownri.net>

Ed, I was very clear that the pontoon boat wasn't going to be there all the time. It's a boat, its meant to move and thats what I'm permitted for.

I'm not storing two boats at the dock. As I am staying on my sailboat at night, i use my 19' Midland Skiff as transportation and sometimes pull into the dock and park it while I'm working. It's never left overnight.

I am not over my permitted 160 SQ feet and if you would like to meet me, or have someone from town staff meet me at the dock I can show you.

I will send the renewed insurance

Thanks
Joe Pinheiro
(401)374-5301

From: Joseph Pinheiro <jpinheiro427@gmail.com>
Sent: Thursday, June 11, 2020 5:13 AM
To: Chief Edward Mello
Subject: Fort Getty pier

Hi, I decided to not wait for a response from you bc in the past it's proven timely. I've finished reorganizing my gear. I am well below the 160 SQ feet I'm allowed. This should address your concerns. Let me know if you have any other concerns

Thanks



Chief Edward Mello

From: Kim Devlin
Sent: Tuesday, November 24, 2020 3:41 PM
To: Chief Edward Mello
Subject: FW: Anchored Vessel

Chief,
Joe's response...

Kim Devlin
Jamestown Police and Harbor Office
250 Conanicus Avenue
Jamestown, RI 02835
401-423-1213 x4339

From: Joseph Pinheiro <jpinheiro427@gmail.com>
Sent: Tuesday, November 24, 2020 3:19 PM
To: Kim Devlin <kdevlin@jamestownri.net>
Subject: Re: Anchored Vessel

Hi, according to the Jamestown harbor management plan and harbor ordinance, I'm not currently anchored in waters under Jamestown's jurisdiction, and haven't been since around noon yesterday. Before that, I was anchored for about a day to 2 days at a time in areas east of Fort Getty, for, I believe 4 days total. Although they seemed close, I did move each day. In my communications with Mark Campbell, I gathered that is an accepted practice. He did express concern about me being in the conservation zone. I anchored just outside of the conservation area while we had 50 mph winds forecasted from the south and southwest. When the winds turned north, my boat was settled over the conservation line. I moved shortly after and after communications from Mr Campbell.

I hope this alleviates any concerns.

Thanks

Joseph Pinheiro

On Tuesday, November 24, 2020, Kim Devlin <kdevlin@jamestownri.net> wrote:

Joe and Tony

It has come to my attention that you have a vessel anchored in Dutch Harbor beyond the permitted 3 days.

Please remove the vessel immediately.

Thank you,

Chief Mello

JAMESTOWN ZONING BOARD OF REVIEW

Minutes of the November 24, 2020 Meeting

**A regular meeting of the Jamestown Zoning Board of Review was held November 24, 2020.
THIS MEETING Was TELECONFERENCED VIA ZOOM AND VIA TELEPHONE:**

The Chairman called the meeting to order at 7:00 p.m. The Zoning Officer called the roll and noted the following members present:

Richard Boren, Chair
Dean Wagner, Vice-chair
Terence Livingston, Member
Edward Gromada, Member
Judith Bell, 1st Alt.

Also present: Host Cinthia Reppe, Planning Assistant
Brenda Hanna, Stenographer
Chris Costa, Zoning Officer
Wyatt Brochu, Counsel
Pat Westall, Zoning Clerk

MINUTES

Minutes of October 27, 2020

A motion was made by Edward Gromada and seconded by Terence Livingston to accept the minutes of the October 27, 2020 meeting as presented.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

CORRESPONDENCE

All correspondence was in reference to items on the agenda.

NEW BUSINESS

Infantolino

A motion was made by Richard Boren and seconded by Dean Wagner to grant the request of Christian and Elaine Infantolino, whose property is located at 28 Reservoir Circle, Jamestown, Rhode Island, and further identified as Tax Assessor's Plat 4, Lot 77 hereby request a One (1) year extension to the variance granted November 27, 2019 for dimensional relief granted under Article 6, Special Use Permits and Variances, pursuant to Section 82-302, District Dimensional Regulations and Table 3-2, RR 80 Zoning District Regulations, to construct an addition to the existing house which will be located 20 feet from the side line where 30 feet is required and 29.4 feet from the rear property line where 40 feet is required. The Applicant also seeks relief from Article 7 Section 82-705 as the existing structure is currently located 29.4 feet from the rear property line.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

Young

A motion was made by Richard Boren and seconded by Terence Livingston to grant the request of Douglas W. Young (Pearl Turgeon, owner), whose property is located at 16 Southwest Ave., and further identified as Assessor's Plat 9 Lot 611 for a variance from Art. 3, Sec. 82-302, Table 3-2 (lot size) & Art. 6, Sec. 605, 606 & 607 (variances) to convert property into a 2-family dwelling.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600, SECTION 606, and SECTION 607, PARAGRAPH 2.

This Variance is granted with the following restriction(s):

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact

1. Said property is located in a CL zone and contains 6,894 sq. ft.
2. The applicants are seeking a variance only because the requirement for a 2 family is 8000 sq. ft., the applicant misses by just 1106 sq. ft.
3. There will be no changes to the outside of the home other than a small deck.
4. There will be room for parking.
5. The relief sought is the least relief necessary.
6. There were no objectors.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

O'Brien

A motion was made by Dean Wagner and seconded by Richard Boren to grant the request of Stephen O'Brien, whose property is located at 150 East Shore Rd., and further identified as Assessor's Plat 7, Lot 106 for a variance from Art. 3, Sec. 82-302 Table 3-2, (setbacks) & Art. 6, Sec. 82-605 (variances authorized by this ordinance) & 82-606 (conditions for granting a variance) to install a 14 x 28 inground pool with an east side 7' where 15' is required.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600, SECTION 606, and SECTION 607, PARAGRAPH 2.

This Variance is granted with the following restriction/condition(s):

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact:

1. Said property is located in a R40 zone and contains 21,780 sq. ft.
2. The location of the septic system and a secondary leech field preclude locating the pool south of the proposed location.
3. There is no other place on the property where the pool could be located.
4. There were no objections.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

Vario

A motion was made by Terence Livingston and seconded by Richard Boren to grant the request of Kenneth Vario of Vario Properties, whose property is located at Pole #9, Stern St., and further identified as Assessor's Plat 14, Lot 111 for a Special Use Permit from Art. 3, Sec. 82-314 (High Groundwater Table and impervious layer overlay district) & Art. 6, Sec. 82-601, special use permits authorized by this ordinance. To construct a new two-bedroom dwelling and OWTS.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTIONS 600 and 602.

This Special Use Permit is granted with the following restriction/condition(s):

This project must be constructed in strict accordance with the site and building plans duly approved by this Board and the conditions of the Planning Board as outlined in the report dated 9/30/2020.

This motion is based on the following findings of fact:

1. Said property is located in a R40 zone and contains 7,200 sq. ft.
2. There is an onsite valid waste water treatment system permit from DEM.
3. The project is in full compliance of all dimensional variances.
4. The Planning Board approved the plan in 2015 & 2020. The owner had personal reasons for not going forward with the project until just now.
5. Impervious coverage is 11.9% which is less than the required 12%.
6. Expert engineer Patrick Freeman testified about the site design, storm water management and septic system design and the Board finds his testimony credible and accepts his testimony in full.
7. The size of the lot, 7,200 sq. ft., is standard lot size in the shores.
8. Surface water runoff will not be increased pursuant to the proposal.
9. The well is 150 ft. from the septic system.
10. Stormwater designed no impact or 10-year storm on adjacent property.
11. Two people sent a letter opposed.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

Brome

A motion was made by Edward Gromada and seconded by Dean Wagner to grant the request of Dana & Beth Brome, whose property is located at 1 Clarkes Village Lane, and further identified as Assessor's Plat 12, Lot 81 for a variance from Art. 3, Sec. 82-302, Table 3-2 (District Dimensional Regulations) & Art. 6, Sec. 82-605 & 606 variances authorized by this ordinance. To construct a front porch with a front setback of 22 ft. 2 in. where 30' is required & a south addition with a 6' setback where 10' is required.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600, SECTION 606, and SECTION 607, PARAGRAPH 2.

This Variance is granted with the following restriction/condition(s):

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact:

1. Said property is located in a R40 zone and contains .24 acres.
2. The renovation is within the CRMC 200 ft. demarcation line and does not impact the open land on the east side of the property.
3. The front addition is a modest one, covered extension to the front porch.
4. The 4-foot bump out on the south side of the house is also a modest addition and it is only a first-floor addition.
5. Chris Fagan the architect testified that the changes to the house requested here were the least necessary.
6. Seven abutters signed a letter supporting the addition and changes to the property.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

Sedgewick

A motion was made by Judith Bell and seconded by Richard Boren to grant the request of Robert & Linda Sedgewick, whose property is located at 158 Walcott Ave., and further identified as Assessor's Plat 10, Lot 8, for a variance from Art. 3, Sec. 8-.302 Table 3-2 District Dimensional Regulations & Art. 6, Sec. 82-605 & 606 variances authorized by this ordinance. To demolish & construct a new single-family dwelling 30' from Stanton Rd. where 40' is required.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SEC. 82-605 & 606.

This motion is based on the following findings of fact:

1. Said property is located in a R80 zone and contains 33,397 sq. ft.
2. No one spoke in opposition to the request.
3. The current house is 19 feet from Stanton. The new construction will be 30 ft. from Stanton, making it more compliant to the zoning regulations of the area.
4. No building plans have been submitted.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

Shafts

A motion was made by Richard Boren and seconded by Dean Wagner to grant the request of Robert & Catherine Shafts, whose property is located at Wildflower Lane, and further identified as Assessor's Plat 2, Lot 40 for a special use permit from Art. 1, Sec. 82-103 Definition #5, accessory building on the same lot as principle

building, & Art. 6, Sec. 82-601, special use permit authorized by this ordinance, to add a 10 x 20' shed on vacant land.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTIONS 600 and 602.

This Special Use Permit is granted with the following condition(s):

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact:

1. Said property is located in a RR80 zone and contains 1.84 acres.
2. The principal residence is on East Shore Road.
3. The adjoining lot is on Wildflower and is both wooded and open space.
4. A shed cannot be placed on the house lot because of the septic location.
5. The shed will be used for garden tools, lawn mowers, bike and kayaks.
6. The shed will be approximately 10 x 20 on a gravel slab.
7. The relief sought is the least relief necessary.
8. There were no objectors.

The motion carried by a vote of 5 -0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada, and Judith Bell voted in favor of the motion.

James King was absent.

ADJOURNMENT

A motion was made and seconded to adjourn at 8:35 p.m.
The motion carried unanimously.

JAMESTOWN ZONING BOARD OF REVIEW

Minutes of the December 1, 2020 Meeting

**A special meeting of the Jamestown Zoning Board of Review was held December 1, 2020.
THIS MEETING Was TELECONFERENCED VIA ZOOM AND VIA TELEPHONE:**

The Chairman called the meeting to order at 7:00 p.m. The Zoning Officer called the roll and noted the following members present:

Richard Boren, Chair
Dean Wagner, Vice-chair
Terence Livingston, Member
Edward Gromada, Member
Judith Bell, 1st Alt.
James King, 2nd Alt.

Also present: Host Cinthia Reppe, Planning Assistant
Brenda Hanna, Stenographer
Chris Costa, Zoning Officer
Wyatt Brochu, Counsel
Pat Westall, Zoning Clerk

CORRESPONDENCE

All correspondence was in reference to items on the agenda.

NEW BUSINESS

Carlson

A motion was made by Richard Boren and seconded by Terence Livingston to continue the request of Laura J. Carlson and Donald R. Carlson to the December 15, 2020 meeting. Ms. Foppert and Ms. Maccini will provide the Zoning Board Post Trial Memos by December 10, 2020. Mr. Boren will prepare neutral findings of fact to present to the Zoning Board.

The motion carried by a vote of 5 - 0.

Richard Boren, Dean Wagner, Terence Livingston, Edward Gromada,
and Judith Bell voted in favor of the motion.

James King was not seated.

ADJOURNMENT

A motion was made and seconded to adjourn at 9:01 p.m.
The motion carried unanimously.



**Town of Jamestown
Tax Assessor**

93 Narragansett Avenue
Jamestown, RI 02835

Phone: 401-423-9802
Email: cbrochu@jamestownri.net

To: COUNCIL PRESIDENT BEYE, JAMESTOWN TOWN COUNCIL

From: CHRISTINE BROCHU, JAMESTOWN TAX ASSESSOR

Subject: ADDITIONS AND ABATEMENT OF TAXES FOR THE **JANUARY 4, 2020** MEETING

MOTOR VEHICLE ABATEMENTS TO 2020 TAX ROLL

04-0160-06M Davies, Cynthia A	Motor Vehicle- soldier / sailor exempt	\$109.02
04-0160-07M Davies, Kirk	Motor Vehicle- soldier / sailor exempt	\$58.26

ABATEMENTS TO 2020 TAX ROLL

13-0450-35 March, Kenneth & Judith	Plat 9, Lot 46 – Updated field card data	\$355.89
---------------------------------------	--	----------

ADDENDA TO 2020 TAX ROLL

18-0152-27 Remage-Healey, Duncan & Sarah	Plat 5, Lot 25 - Transfer - Unused portion of Veteran Exemption.	\$ 125.00
---	---	-----------

TOTAL ABATEMENTS	\$ 523.17
TOTAL ADDENDA	\$ 125.00

RESPECTFULLY SUBMITTED,

Christine Brochu

CHRISTINE BROCHU
TAX ASSESSOR

Town Copy



December 4, 2020

Town of Jamestown
Town Clerk
95 Narragansett Ave
Jamestown, RI 02835

To Whom It May Concern:


Enclosed please find a Joint Pole Petition, covering joint NATIONAL GRID-VERIZON NEW ENGLAND INC. pole locations.

If this petition meets with your approval, please sign and forward to:
Wendy Paluch at 280 Melrose Street – 3rd Floor, Providence, RI 02907

If you have any questions regarding this permit, please contact Ms. Paluch:
wendy.paluch@nationalgrid.com / 401-784-4267

Respectfully yours,

A handwritten signature in blue ink that reads "Christopher Montalto".

Christopher Montalto 
Supervisor, Distribution Design

Enclosures



**PETITION OF THE NATIONAL GRID FOR
JOINT OR IDENTICAL POLE LOCATION**

**TO THE HONORABLE BOARD OF SELECTMEN
OF JAMESTOWN, RHODE ISLAND**

THE NATIONAL GRID & VERIZON NEW ENGLAND INC.,

Respectfully asks permission to locate and maintain poles, wires and fixtures, including the necessary sustain and protecting fixtures to be owned and used in common by you petitioner along and across the following public ways:

Bay Ter

Install pole 2-2 across the street from pole 2 to service new customers

Wherefore your petitioners pray that they be granted joint of identical location for existing poles and permission to erect and maintain poles and wires together with such sustaining and protecting fixtures as the may find necessary, said poles erected or to erected substantially in accordance with the plan filed herewith marked:

WR#30132951

Dated 11/20/2020

Your petitioner agrees to reserve or provide space for one cross arm at a suitable point on each of said poles for the fire, police, telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

THE NATIONAL GRID

BY: _____

VERIZON NEW ENGLAND INC.

BY David Oakes
ORDER _____ 12/17/20

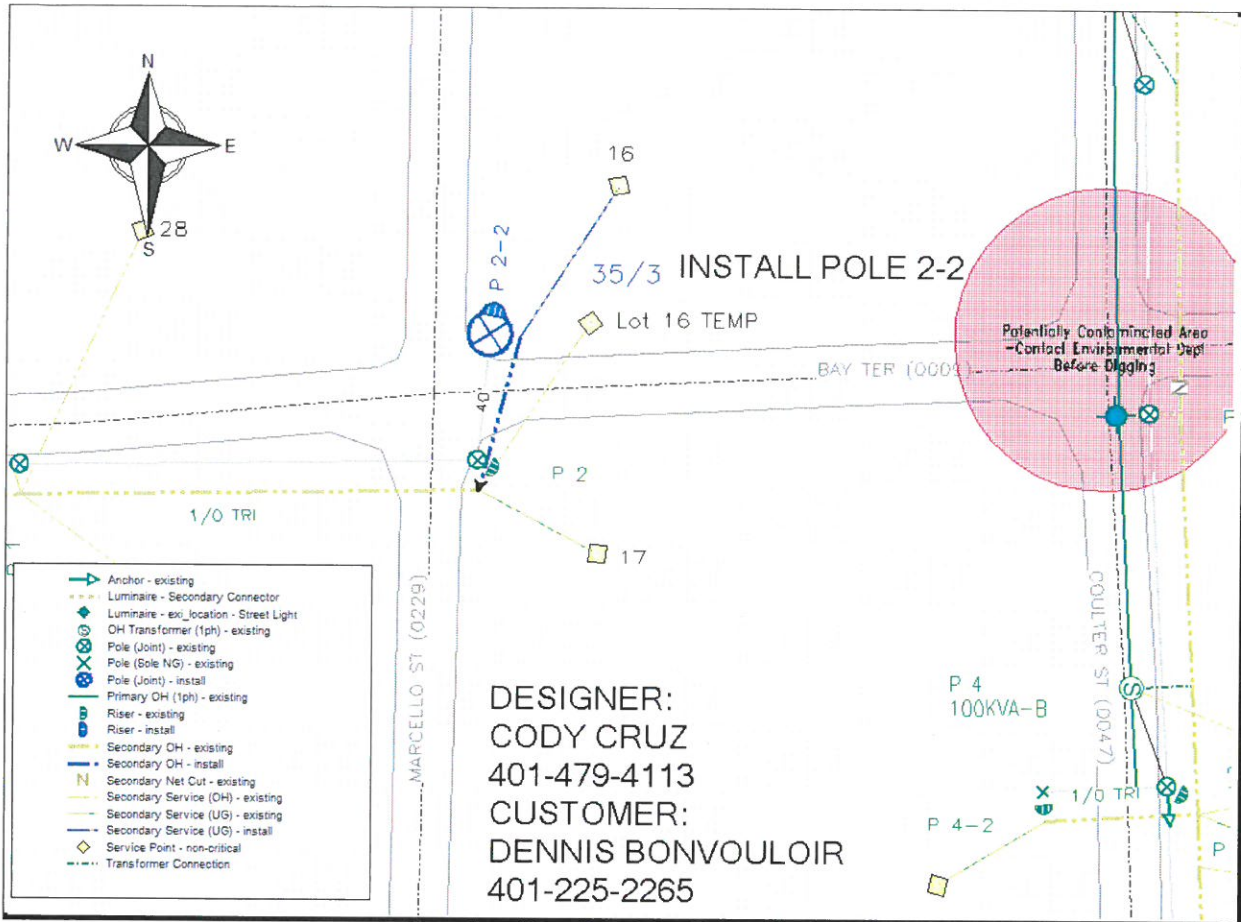
The foregoing petition been read, it was voted that the consent at the

For the use of public ways named for the purposes stated in said petition be and it hereby is granted-----
work to be done subject to the supervision of

A true copy of the vote at the _____

Adopted _____ and recorded in Records Book# _____ Page _____

Clerk



THE NARRAGANSETT ELECTRIC COMPANY AND VERIZON

PLAN TO ACCOMPANY PETITION DATED: 11/20/2020

TO THE: Town OF: JAMESTOWN FOR: PL 2-2 BAY TER


POLE LOCATION ON: 16 BAY TER JAMESTOWN, RI 02835

DATE OF PLAN: 11/20/2020 PLAN# 30132951

DESCRIPTION OF WORK: INSTALL POLE 2-2 ACROSS THE STREET FROM POLE 2
 TO SERVICE NEW CUSTOMER

DATE OF EXISTING GRANT: MAP#

SYMBOL KEY

0 Existing Pole Location 

0 Proposed New Pole Location 