



**TOWN COUNCIL MEETING**  
**Jamestown Town Hall**  
**Rosamond A. Tefft Council Chambers**  
**93 Narragansett Avenue**  
**Tuesday, July 11, 2023**  
**6:10 P.M.**

**THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.**

**THIS MEETING WILL BE LIVE STREAMED:** To view the meeting with no interaction:  
<https://jamestownri.gov/watch-live-Town-meetings>

*The public is welcome to participate in this Town Council meeting. Open Forum offers citizens the opportunity to clarify an item on the agenda, address items not on the agenda, or comment on a communication or Consent Agenda item. Citizens are welcome to speak to the subject of a Public Hearing, and are allowed to speak at the discretion of the Council President or a majority of Councilors present, or at other times during the meeting, in particular during New or Unfinished Business.*

*Anyone wishing to speak should use the microphone at the front of the room, stating their name and address for the record; comments must be addressed to the Council, not the audience. It is the Town Council's hope that citizens and Councilors alike will be respectful of each other's right to speak, tolerant of different points of view, and mindful of everyone's time.*

*Attachments for items on this meeting agenda are available to the public on the Town website at:*  
<https://jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2023-meetings-minutes>

**I. TOWN COUNCIL INTERVIEW SCHEDULE: The Jamestown Town Council will conduct interviews of applicants for the committee vacancies as follows:**

TIME	NAME	COMMITTEE
6:10	Salvatore Savastano	Alternate Zoning Board of Review
6:20	Robert Maccini	Alternate Zoning Board of Review

**II. ROLL CALL**

**III. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

#### IV. TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS

- A) Public Hearing
  - 1) Review, Discussion, and/or Take Action and/or Vote: Proposed Amendment to the Rules and Regulations of the Board of Water and Sewer Commissioners, 15 A Conservation.
  
- B) Approval of Minutes; Review, Discussion, and/or Take Action and/or Vote:
  - 1) June 20, 2023(regular meeting)
  
- C) Open Forum – Water & Sewer Matters
 

*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 prohibit 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.*

  - 1) Scheduled request to address - none
  - 2) Non-scheduled request to address
  
- D) Report of Town Officials: Review, Discussion, and/or Take Action and/or Vote:
  - 1) Pumping Report
  - 2) Town Project Reports
    - a) Town Wells
    - b) Water Treatment Plant
    - c) Transfer Pumping/Reservoir
    - d) Distribution System
    - e) Wastewater Treatment Facility
  - 3) Consumer Confidence Report for calendar year 2022
  
- E) Letters and Communication: Review, Discussion, and/or Take Action and/or Vote:
  - 1) No items at this time.
  
- F) Unfinished Business: Review, Discussion, and/or Take Action and/or Vote:
  - 1) No items at this time.
  
- G) New Business:
  - 1) Review, Discussion, and/or Take Action and/or Vote: Proposed Water Budget FY2023-2024
  
  - 2) Review, Discussion, and/or Take Action and/or Vote: Proposed Sewer Budget FY2023-2024

**The Town Council Adjourns from sitting as the Board of Water and Sewer Commissioners**

## V. OPEN FORUM

**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
- B) Non-scheduled request to address

## VI. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

- 1) No items at this time.

## VII. PUBLIC HEARINGS, LICENSES AND PERMITS

***The Town Council will review each license application and vote on it individually. All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance. 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) Public Hearings
  - 1) Proposed Amendments to the Code of Ordinances, Chapter 14 – Buildings and Buildings Regulation, Article V., Short Term Rentals, Sec. 14-80 thru 14-94-100. These Amendments are proposed based on comments received during Short-Term Rental Working Group sessions.
  - 2) Proposed Amendments to the Code of Ordinances, Chapter 70– Article II Section 25-Notice of violation; admission of truth and payment of fines at police station; amounts, and Chapter 70-Article IV Section 87, Prohibited or Restricted Parking on Specified Streets. These Amendments are proposed to update and modernize the existing Traffic and Vehicle Ordinance
- B) Town Council Sitting as the Alcohol Beverage Licensing Board.
  - 1) Pursuant to RIGL §3-7-14, the following license application has been received under said Act for a one-day license on July 13, 2023, and September 8, 2023:
    - CLASS F (NON-PROFIT)  
Jamestown Arts Center  
18 Valley Street  
Jamestown, RI 02835
    - a) Review, Discussion, and/or Action and/or Vote for Approval of the CLASS F (NON-PROFIT) LIQUOR LICENSE

- 3) Pursuant to RIGL §3-7-14, the following license application has been received under said Act for a one-day license on July 20, 2023 (rain date July 21, 2023):

CLASS F (NON-PROFIT)

Jamestown Chamber of Commerce  
P.O. Box 35  
Jamestown, RI 02835

- a) Review, Discussion, and/or Action and/or Vote for Approval of the CLASS F (NON-PROFIT) LIQUOR LICENSE

- 4) Pursuant to RIGL §3-7-14, the following license application has been received under said Act for a one-day license on July 20, 2023:

CLASS F (NON-PROFIT)

Out of the Box Studio/Gallery  
11 Clinton Avenue  
Jamestown, RI 02835

- a) Review, Discussion, and/or Action and/or Vote for Approval of the CLASS F (NON-PROFIT) LIQUOR LICENSE

**The Town Council adjourns from sitting as the Alcohol Beverage Licensing Board**

C) Licenses and Permits

- 1) One-Day Event/Entertainment License: All One-Day Entertainment license application approvals are subject to any COVID-19 protocols in effect at the time of the event; Review, Discussion, and/or Take Action and/or Vote for the following:
- a) Applicant: Jamestown Chamber of Commerce  
Event: Annual Weenie Roast  
Date(s): July 20, 2023, 5:00 p.m.-8:00 p.m.  
Location: Dutch Harbor Marina
- b) Applicant: Out of the Box Studio/Gallery  
Event: Peripheral Visions  
Date(s): July 20, 2023, 5:30 p.m.-7:30 p.m.  
Location: 11 Clinton Avenue
- c) Applicant: Jamestown Arts Center (JAC)  
Event: Gallery Night with classical guitarist  
Date(s): July 13, 2023, 6:00 p.m.-8:00 p.m.  
Location: JAC, 18 Valley Street
- d) Applicant: Jamestown Arts Center (JAC)  
Event: Exhibit Opening: Coming and Going: New Work of Algernon Miller  
Date(s): September 8, 2023, 5:30 p.m.-7:30 p.m.  
Location: JAC, 18 Valley Street

- e) Applicant: Jamestown Arts Center (JAC)  
Event: Film Screening: “Revolution on Granite” Ukraine Skate Documentary  
Date(s): August 2, 2023, 7:00 p.m.-9:00 p.m.  
Location: JAC, 18 Valley Street
  - f) Applicant: Jamestown Arts Center (JAC)  
Event: Open Artist Studios  
Date(s): August 5, 2023, 10:00 a.m.-5:00 p.m.  
Location: JAC, 18 Valley Street\*
  - g) Applicant: Tallulah’s Taqueria  
Event: Family Meal  
Date(s): July 16, 2023, 12:00 p.m.-10:00 p.m.  
Location: Ft. Getty Pavilion
- 2) One-Day Vendor/Peddler License: All One-Day Vendor/Peddler license application approvals are subject to any COVID-19 protocols in effect at the time of the event; Review, Discussion, and/or Take Action and/or Vote for the following:
- a) Applicant: Amano, LLC dba: A Manon Pizza and Gelato (sub-applicant of the Jamestown Historic Society)  
Event: Windmill Day  
Date(s): July 22, 2023, 11:00 a.m.-2:00 p.m.  
Location: Jamestown Windmill, 278 North Road
  - b) Applicant: Pam’s Grill, dba: Pams’ Grill On The Go (sub-applicant of Jamestown Ukraine Relief Project)  
Event: Sunflower Family Festival  
Date(s): August 26, 2023, 10:00 a.m.-2:00 p.m.  
Location: Lawn Avenue School

#### **VIII. COUNCIL, ADMINISTRATOR, 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: Edward A. Mello
  - 1) 6 West Street (Grange) Senior Center update.
  - 2) Senior Center Facility programming update.
  - 3) 90 Carr Lane cell tower project update.
  - 4) Police Chief search process update.

#### **IX. UNFINISHED BUSINESS**

- A) No items at this time.

**X. NEW BUSINESS**

- A) Review, Discussion, and/or Action and/or Vote: Jamestown Charter Review Committee final report and recommendations to the Town Council:
  - 1) 2022-2023 Jamestown Charter Review Committee Final Report.
  - 2) Letter from Vice President Meagher to the Town Council.
  
- B) Review, Discussion, and/or Action and/or Vote: Gould Island Ad Hoc Committee report from David Sommers; and recommendation to dissolve and request Town Council to assign charge to the Jamestown Harbor Commission and its Executive Director.

**XI. 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) Request to the Town Council for authorization to begin the appointment process for One (1) Board of Canvassers Republican Alternate Member, for the One (1) Six-year unexpired term ending March 2029, pursuant to RIGL § 17-8-1 and RIGL § 17-8-2; review discussion and/or potential action and/or vote:
  - 1) Memorandum of the request of Board of Canvassers Clerk Keith Ford to contact the Jamestown Republican Town Committee to solicit a list of qualified individuals for Town Council consideration to fill the Board of Canvassers Republican Alternate Member vacancy.
    - a) RIGL § 17-8-1 and RIGL § 17-8-2
    - b) Copy of email from Republican Alternate Linda Jamison
  
- B) Appointments, Vacancies and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
  - 1) Harbor Management Commission, One (1) member, three-year term unexpired term ending 12/31/2026
    - a) Letter of resignation:
      - i) Michael Junge
    - b) Permission to advertise the vacancy.
  
  - 2) Tree Preservation and Protection Committee, One (1) member vacancy with an unexpired term ending December 31, 2023:
    - a) Application of Interest for appointment:
      - i) Thomas Waddington
  
  - 3) Zoning Board of Review, One (1) Alternate Member vacancy with an unexpired one-year term ending December 31, 2023
    - a) Application of interest:
      - i) Robert Maccini
      - ii) Salvatore Salvastano

## XII. 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) Adoption of Town Council Minutes
  - 1) June 20, 2023 (Regular Meeting)
  
- B) Minutes of Boards/Commissions/Committees
  - 1) Board of Canvassers (May 15, 2023)
  - 2) Board of Canvassers (June 28, 2023)
  - 3) Jamestown Planning Commission (May 17, 2023)
  - 4) Jamestown Planning Commission (June 21, 2023)
  - 5) Jamestown Zoning Board of Review May 23, 2023)
  
- C) Authorization of Employment Agreement/Contract between the Town of Jamestown and Edward A. Mello as Town Administrator for the Town of Jamestown.
  
- D) Request from Public Works Director Michael Gray to the Town Council to approve the New 44,000 GVW Dump Truck Bid to Tri-State Center for a total amount of \$196,227.
  - 1) Memorandum from Public Works Director Michael Gray to recommend the bid be awarded to the lowest responsive bidder, Tri-State Truck Center.
  
- E) Abutter Notifications: Notice is hereby given that the Jamestown Zoning Board of Review will hold a public hearing on July 25, 2023, at the Jamestown Town Hall 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following:
  - 1) Application of Navigator Properties, LLC d/b/a Mariner Tower (Carr Homestead Foundation Inc. – Owner) whose property is located at 90 Carr Lane, Jamestown, RI 02835, and further identified as Tax Assessor’s Plat 4, Lot 17 for a Special Use Permit from Article 3, Section 82-301 and 82-305, and Article 6, Sections 82-600-602. Specifically, the Applicant seeks a Special Use Permit for a Transmission lines, towers or substations use pursuant to Sections 82-301 and 82-600-602; and (2) Special Use Permit for height exception in the RR-200 Zoning District pursuant to Section 82-305 to construct a 160’ above ground level (“AGL”) monopole that will structurally accommodate up to four (4) wireless telecommunications carriers including without limitation their associated antennas, radio communications equipment and cabling. The proposed 75’x75’ fence surrounding the proposed compound at the base of the tower will accommodate the carriers’ ground-based radio communications equipment. The proposed ground equipment will be located within the proposed fenced compound. The Facility will be constructed to accommodate the co-location of other wireless communications providers on the tower as well as associated radio communications equipment, backup power, and/or weatherproof cabinets to be located within the fence. By allowing wireless communications providers to fill a significant coverage gap in their

respective networks, the Facility will assist them in providing adequate and reliable wireless communications services in and around the Town of Jamestown and to other parts of Rhode Island.

- F) Approval of Resolution 2023-14 Authorizing Issuance of Up to \$985,000 in Bonds for Highway Equipment.
- G) Approval of Resolution 2023-15 Authorizing Issuance Of Up To \$275,000 In Bonds For Police Station Building Improvements / Efficient Building Project And All Costs Incidental Thereto.

### **XIII. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS**

*The Council may acknowledge any of the listed Communications and Proclamations and Resolutions. Should any member wish to have a conversation on any of the matters, the item will be placed on a future agenda for review, discussion and/or potential action and/or vote.*

- A) Communications Received:
  - 1) Copy of Letter to: Town Council  
From: Bob Sutton  
Dated: July 5, 2023  
Re: State Grange/Conanicut Grant #21
  - 2) Copy of Email to: Town Council  
From: Marian Falla  
Dated: June 16, 2023  
Re: Middletown must regulate short-term rentals to build a stronger community news article.
  - 3) Copy of Email to: Town Council  
From: Malcolm Clarke/John Murphy  
Dated: June 13, 2023  
Re: Conanicus Avenue Traffic
- B) Proclamations and Resolutions From Other Rhode Island Cities And Towns:
  - 1) Resolution of the Town of Burrillville, Opposing Senate Bill 2023-137 and House Bill 2023- H 5201, Relating to Towns and Cities – Relief of Injured and Deceased Fire Fighters and Police Officers Presumption for Heart Disease and Hypertension.

### **XIV. EXECUTIVE SESSION**

*The Town Council may seek to enter into Executive Session for review, discussion and/or potential action and/or vote on the following:*

- A) Review, Discussion and/or Action and/or Vote in Executive Session and/or open session pursuant to RIGL § 42-46-5(a) Subsection (2) Pending or Potential Litigation (Adverse Possession/Easement/Quiet Title), Cary v. Jamestown, NC File No. 2020-0375.

### **XV. ADJOURNMENT OF EXECUTIVE SESSION**



## **XVI. 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 Clubhouse Library. Notice is also posted at the Jamestown Police Station and on the Internet at [www.jamestownri.gov](http://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 [rfagan@jamestownri.net](mailto:rfagan@jamestownri.net) not less than three (3) business days prior to the meeting.

*Posted on the RI Secretary of State website on July 7, 2023.*





# PUBLIC HEARING NOTICE

## TOWN OF JAMESTOWN

Notice is hereby given that the Board of Water and Sewer Commissioners of the Town of Jamestown will conduct a public hearing on July 11, 2023, at 6:30 p.m. at the Jamestown Town Hall, 93 Narragansett Avenue on the following proposed amendment to the Rules and Regulations of the Board of Water and Sewer Commissioners. Opportunity shall be given to all persons interested to be heard upon the matter at the public hearing. The following proposed ordinance amendment is under consideration and may be adopted and/or altered or amended prior to the close of the public hearing without further advertising, as a result of the views expressed at the public hearing. Any alteration or amendment must be presented for comment in the course of the public hearing. The proposed amendment is available for review at the Town Clerk's Office between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, excluding Holidays and on the Town's web site [www.Jamestownri.gov](http://www.Jamestownri.gov).

The Town of Jamestown hereby ordains as follows:

**Section 1.** The Rules and Regulations of the Board of Water and Sewer Commissioners (the "Rules") for the Town of Jamestown, 15 A. Conservation, as the same may have been heretofore amended, is hereby amended by changing the text of the Rules, as follows:

NOTE: words set as ~~strikethrough~~ are to be deleted from the ordinance; words set in **bold** are to be added to the ordinance.

### CONSERVATION

15A. Limitations on Use. In an effort to conserve water, the following rules shall control the uses hereafter described:

1. No customer shall connect an in-ground or underground irrigation or sprinkler system or an in-ground or above ground swimming pool to the municipal water system. Lawn irrigation shall be prohibited from June 15 through September 15 ~~June 1 to August 31~~.

2. No customer shall use water furnished by the municipal water system for lawn irrigation, house washing, boat washing, recreational vehicle or residential car motor vehicle washing, including but not limited to at Fort Getty Campground, from June 15 through September 15, when the height of north reservoir is more than ~~42~~ 30 inches below the top of the spillway and after publication of said information in a daily or weekly newspaper of general circulation within the Town of Jamestown.

3. ....

6. The commission may temporarily ~~suspend~~ amend all or part of the limitations on use set forth in subsections 15A, 2, 3 and 4 above, for such period or periods of time and/or upon such terms and conditions it deems appropriate at a public hearing and upon a four-fifths vote of all members of the commission and upon a finding, upon a preponderance of the evidence, that it is satisfied that rainfall, other meteorological conditions, north reservoir height, projected water usage

needs, and other factors it deems pertinent establish that the suspension will not compromise the ability of the commission to supply customers with adequate amounts of potable water for the foreseeable future, and that the suspension will not contribute to conditions inimical to the public health, safety, welfare or to the Town of Jamestown Water Supply Management Plan. The reason for and the dates comprising the period of suspension shall be set forth in the decision of commission. However, the commission may terminate the suspension at any time if it determines at public hearing and upon majority vote that a preponderance of evidence shows that conditions require reinstatement of the suspended subsection or subsections. Notice of public hearings hereunder shall be published in a newspaper of general circulation within the Town of Jamestown at least seven days before the hearing. Notices of suspension, termination and/or reinstatement shall be published in such a newspaper within seven days of the commission's action.

**Section 2.** The Town Clerk is hereby authorized to cause said changes to be made to Chapter 22 of the Town of Jamestown's Code of Ordinances.

**Section 3.** This ordinance shall take effect upon its passage.



**TOWN OF JAMESTOWN  
TOWN COUNCIL MEETING  
for  
TOWN, WATER AND SEWER MATTERS**

**Tuesday, June 20, 2023**

A regular meeting of the Jamestown Town Council sitting as the Board of Water and Sewer Commissioners was called to order at the Jamestown Town Hall, Council Chambers, 93 Narragansett Avenue at 7:00 PM by Commission President Nancy A. Beye.

The following members were present:

Mary E. Meagher, Commission Vice-President  
Michael G. White  
Randall White

Also, present were:

Edward Mello, Interim Town Administrator  
Roberta J. Fagan, Town Clerk  
Christina D. Collins, Finance Director  
Michael Gray PE, Public Works Director  
Peter D. Ruggiero Esq., Town Solicitor  
Denise Jennings, Water and Sewer Clerk

Absent:

Erik G. Brine, Commissioner

**AWARDS, PRESENTATIONS AND ACKNOWLEDGMENTS**

(None)

**READING AND APPROVAL OF MINUTES**

The Finance Director noted that the date of the meeting minutes was inadvertently misidentified on the meeting agenda as 06/15/23. The correct meeting date of the minutes to be approved is 05/15/23.

1) 05/15/23 (regular meeting)

Motion was made by Commission Vice-President Meagher, seconded by Commissioner Michael White to accept the 05/15/23 regular meeting minutes. Vote: President Beye, Aye; Commission Vice-President Meagher, Aye; Commissioner Michael White, Aye; Commissioner Randall White, Aye.

**OPEN FORUM**

Commission President Beye noted that this open forum would be for water and sewer matters only.

1) Scheduled requests to address:

(None)

- 2) Non-scheduled request to address: (None)

### REPORT OF TOWN OFFICIALS

1) **Pumping Report:**

The Public Works Director reported the following:

- JR-1 well is in service.
- Pumping was down for the month of May and was up compared to April.
- Rainfall was down for the month of May.
- Transfer pumping has begun and will continue as needed, to keep North Reservoir at full capacity.
- North Reservoir is @ capacity, usable storage-60 MG.
- South Pond is @ capacity, usable storage- 6 MG

2) **Town project reports:** *(See attached Project Update Report dated June 2023)*

**Treatment Plant:**

The Public Works Director reported the following:

- **Water Operator position-**Jim Gwiazdzinski has been named as the new operator at the Water Department. Mr. Gwiazdzinski has a Bachelor of Science degree in Environmental Science and had previously been working for the Recreation Department. Mr. Gwiazdzinski is very happy to begin a career in the Water Department.
- **PFAS Testing-**The Town has received their laboratory test results. The Public Work Director briefly outlined the testing procedure, as required by the RI DOH and reported that the Town is in compliance with RI state law. The Town will be required to supply educational information to the customers.

**Distribution System:**

The Public Works Director reported the following:

**Water Tower Painting-**

- Atlas Painting has completed the cleaning and over coating of the north storage tank.
- The painting crew will return the week of June 19<sup>th</sup> to disinfect the tank and at that time water staff will begin the process of filling the water tank. Water samples will be taken and provided to the RIDOH and when approved the tank will be placed back on line.
- Atlas Painting will return in August to begin erecting staging around the south storage tank and will begin sand blasting it to clean the metal and then it will be coated. This work will begin after Labor Day.

**Water restrictions-**

- Annual water restrictions prohibiting lawn irrigation went into effect on June 1<sup>st</sup>.
- Will continue to monitor the level of the reservoir, as we move closer to the 4<sup>th</sup> of July holiday.

- 3) Finance Director's Report: Comparison of the Water Budgets to Actuals as of May 31, 2023.  
No action taken.

- 4) Finance Director's Report: Comparison of the Sewer Budgets to Actuals as of May 31, 2023.  
No action taken.

5) **Water Treatment Plant current staffing:**

The Public Works Director reported the following:

- There are currently 3 staff members at the Water Treatment Plant-one is currently out on leave. The second is in training and the third is the only licensed water employee and is working 24/7. He is a 30-year employee of the Town and is doing a great job.
- There are currently 3 staff members at the Wastewater Treatment facility.

The Public Works Director stated that he is working with the Town Administrator to come up with a short-term plan for coverage at the Water Treatment Facility and may be seeking a consultant to help with this matter. Commission Vice-President Meagher stated that both of these facilities are very important. The Town Administrator stated that it is currently very challenging with only one licensed staff member and that it will take some time to get the new water staff member licensed and on board.

It was the consensus of the Commission, to accept the Public Works Director's report, as submitted.

### LETTERS AND COMMUNICATIONS

(None)

### UNFINISHED BUSINESS

(None)

### NEW BUSINESS

- 1) Ordinances: Review, Discussion, and /or Take Action and /or Vote: Order to Advertise in the Jamestown Press; Note of a **Public Hearing for Proposed Amendment to the Rules and Regulations of the Board of Water and Sewer Commissioners, 15 A Conservation.**

Commissioner Meagher stated that she would like to tighten up on restrictions for the current summer season. She would like to recommend prohibiting usage when the height of the reservoir reaches 30 inches below the spillway, rather than what the current regulations state at 42 inches below the top of the spillway and that she has suggested a few other minor amendments to the Conservation section of the regulations. Solicitor Ruggiero stated that the Public Hearing date should be amended to July 11, 2023 on the proposed draft of the advertisement.

Following clarification on a few additional items, motion was made by Commission Vice-President Meagher, seconded by Commissioner Michael White to order the proposed amendments to the Rules and Regulations of the Board of Water and Sewer Commissioners (Conservation 15 A, subsection 1, 2 and 6), advertised for a public hearing at the next meeting of the Town Council sitting as the Board of Water and Sewer Commissioners on Tuesday, July 11, 2023 at 6:30 PM. Vote: President Beye, Aye; Commission Vice-President Meagher, Aye; Commissioner Michael White, Aye; Commissioner Randall White, Aye.

- 2) **Resolution of the Board of Water and Sewer Commissioners Fixing a Schedule of Sewer Service Charges for a Reserve for Sewer Facilities and Services of the Town of Jamestown, No. 2023-13 (See attached Resolution No. 2023-13)**

The Finance Director stated that this resolution is to continue with the Sewer Debt Flat and the Sewer Debt Usage fees associated with debt and to place any funds received in an account for future debt, beginning with the September 30, 2023 billing.

Commission President Beye read the resolution for the record.

Motion was made by Commission Vice-President Meagher, seconded by Commission Michael White to adopt the

Resolution of the Board of Water and Sewer Commissioners Fixing a Schedule of Sewer Service Charges for a Reserve for Sewer Facilities and Services of the Town of Jamestown, No. 2023-13, as presented. Vote: President Beye, Aye; Commission Vice-President Meagher, Aye; Commissioner Michael White, Aye; Commissioner Randall White, Aye.

**ADJOURNMENT**

Motion was made by Commissioner Meagher, seconded by Commissioner Michael White to adjourn the meeting of the Jamestown Town Council sitting as the Board of Water and Sewer Commissioners at 7:21 PM. Vote: President Beye, Aye; Commission Vice-President Meagher, Aye; Commissioner Michael White, Aye; Commissioner Randall White, Aye

Attest:

Denise Jennings  
Water and Sewer Clerk



## Project Update June 2023

### WELLS

JR-1, JR-3

- JR-1 is in service.

### TREATMENT PLANT

- On June 12<sup>th</sup> Jim Gwiazdzinski started as the new operator in the water department. Over the past few years he has been working in the recreation department. He has a bachelor of science degree in Environmental Science and is excited about the opportunity to begin a career in water treatment and distribution.
- The water department staff collected water samples from the North Reservoir, Well JR-1, and the treated water at the entrance to the distribution system for laboratory analysis for Per- and polyfluoroalkyl substances (PFAS) as required by the RIDOH. We just received the laboratory results on June 8<sup>th</sup> from the RIDOH which I have attached. We have not received a formal notice from RIDOH regarding our results or any additional regulatory actions that will be required. I reached out to staff at the RIDOH to discuss the results for Jamestown. All detected concentrations for PFAS are below the 2 parts per trillion (ppt) regulatory limit which will be counted as zero by the RIDOH. We comply with the state PFAS law and will be placed on a bi-annual sampling schedule with the next round required in 2025.

I have included the EPA Fact Sheet for Drinking Water Health Advisories for PFAS for Public Water Systems. Our result for treated water is below the state Maximum Contaminate Level (MCL) of 20 ppt and below the EPA's proposed MCL of 4 ppt. The treated water sample result of 1.29 ppt is above the EPA's Health Advisory of (0.004 ppt). Drinking water health advisories issued by the EPA are technical guidance to provide information on contaminants that are known or anticipated to occur in drinking water that can cause human health effects.

Health Advisories inform the development of MCLs by the EPA but they are not **enforceable standards**. The proposed MCL goal for PFAS by the EPA is zero which is the highest level of contaminant in drinking water at which no known or anticipated adverse effect on the health of persons would occur, while allowing an adequate margin of safety. EPA has recommended that all Public Water Systems with detectable amounts of PFAS in their drinking water inform customers who are served by their system. At our next meeting I will have a draft public notice for the board to review.

### TRANSFER PUMPING/RESERVOIR

- The level at the North Reservoir is just at the spillway elevation. Staff have been transferring water from south pond as needed to keep the North Reservoir at full capacity. Pumping can continue as long as water is spilling over at South Pond

### DISTRIBUTION SYSTEM

South Pond @ 6 MG  
Usable Storage, 6 Million Gallons

North Pond @ 60 MG  
Usable Storage 60 Million Gallons

- Atlas Painting mobilized to the Howland Avenue Tank site on Monday May 8<sup>th</sup> to begin the painting project with the North Tower. Atlas has completed the cleaning and over coating of the North Storage tank. Crews also cleaned the interior of the tank and performed spot priming and painting of a few small areas where rust was observed at weld joints. Overall the interior tank coating is in very good condition. Crews will return the week of June 19<sup>th</sup> to disinfect and our water staff can begin the process to fill the water tower. Once the tank is full water samples will be taken for bacteria analysis. Results will be provided to the RIDOH who will approve placing the tank back on line. Bacteria must be absent in all samples. Our goal is to have both tanks back in service for our peak summer season.

Crews from Atlas Painting will return in August to begin erecting the staging around the South Tower. This tank will be sand blasted to clean metal and coated. Work is scheduled to begin after Labor Day.

#### **WASTEWATER TREATMENT PLANT**

- The monthly average daily flow at the treatment plant for May was 0.36 million gallons per day. The monthly average allowed by our discharge permit is 0.73 million gallons per day. The peak daily flow was 0.66 million gallons.



State Health Laboratories

50 Orms Street  
Providence, RI 02904-2222

401 222 5600  
401 222 6985 fax  
TTY: 711  
[www.health.ri.gov](http://www.health.ri.gov)

### Exceedance Report

Print Date: 6/8/2023

Lab#	Facility ID	Client ID	PWS Name	Collection Point	Collect Date	Sample Point ID	Sampled By	Sample Type	Res Cl	Orig. Lab#
2302257-01	IN001	RI1858419	JAMESTOWN WATER DEPARTMENT	NORTH POND	05/31/2023	RW001	MI	RT		
			<b>Analyte</b>	<b>Concentration</b>	<b>Units</b>	<b>Test Group ID</b>	<b>Analysis Date</b>			
			PFOA	1.62	ng/L		06/06/2023			
			PFOA	1.46	ng/L		06/06/2023			
			PFHxS	1.77	ng/L		06/06/2023			
2302257-03	IN002	RI1858419	JAMESTOWN WATER DEPARTMENT	SPIGOT	05/31/2023	RW002	MI	RT		
			<b>Analyte</b>	<b>Concentration</b>	<b>Units</b>	<b>Test Group ID</b>	<b>Analysis Date</b>			
			PFOA	1.57	ng/L		06/06/2023			
			PFOA	1.49	ng/L		06/06/2023			
			PFHxS	1.49	ng/L		06/06/2023			
2302257-04	DS001	RI1858419	JAMESTOWN WATER DEPARTMENT	SINK	05/31/2023	RTOR	MI	RT		
			<b>Analyte</b>	<b>Concentration</b>	<b>Units</b>	<b>Test Group ID</b>	<b>Analysis Date</b>			
			PFOA	1.29	ng/L		06/06/2023			



## Drinking Water Health Advisories for PFAS Fact Sheet for Public Water Systems

### Overview

As part of EPA's commitment to safeguard communities from per- and polyfluoroalkyl substances (PFAS), EPA has established interim updated lifetime drinking water health advisories for:

- 1) PFOA (perfluorooctanoic acid); and
- 2) PFOS (perfluorooctane sulfonate).

EPA has also established final lifetime drinking water health advisories for:

- 3) GenX Chemicals (hexafluoropropylene oxide (HFPO) dimer acid and its ammonium salt); and
- 4) PFBS (perfluorobutane sulfonic acid and its related compound potassium perfluorobutane sulfonate).

The interim health advisories are intended to provide information to states and public water systems until the National Primary Drinking Water regulation for PFAS takes effect.

These health advisories provide drinking water system operators, and state, Tribal, and local officials who have the primary responsibility for overseeing these systems, with information on the health risks of these chemicals, so they can take the appropriate actions to protect their residents. EPA is committed to working with our co-regulators and impacted stakeholders on solutions to reduce public health risks.

### Background

#### What Are PFAS?

PFAS are synthetic chemicals that have been manufactured and used by a broad range of industries since the 1940s. PFAS are used in many applications because of their unique physical properties such as resistance to high and low temperatures, resistance to degradation, and nonstick characteristics. PFAS have been detected worldwide in the air, soil, and water. Due to their widespread use and persistence in the environment, most people in the United States have been exposed to PFAS. There is evidence that continued exposure above specific levels to certain PFAS may cause adverse health effects.

#### What Are Drinking Water Health Advisories?

Drinking water health advisories provide information on contaminants that can cause human health effects and are known or anticipated to occur in drinking water. EPA's health advisories are non-enforceable and non-regulatory and provide technical information to drinking water system operators, as well as federal, state, Tribal, and local officials on health effects, analytical methodologies, and treatment technologies associated with drinking water contamination.

EPA's lifetime health advisories identify levels to protect all people, including sensitive populations and life stages, from adverse health effects resulting from a lifetime of exposure to these PFAS in drinking water. They also take into account other potential sources of exposure to these PFAS beyond drinking water (for example, food, air, consumer products, etc.), which provides an additional layer of protection.

## EPA's Health Advisories for PFOA, PFOS, GenX Chemicals, and PFBS

### PFOA and PFOS

In 2016, EPA published health advisories for PFOA and PFOS based on the evidence available at that time. The science has evolved since then, and EPA is now replacing the 2016 advisories with **interim updated lifetime health advisories** for PFOA and PFOS that are based on human epidemiology studies in populations exposed to these chemicals.

Based on the new data and EPA's draft analyses, the levels at which negative health effects could occur are much lower than previously understood when EPA issued the 2016 health advisories for PFOA and PFOS – including near zero for certain health effects. These new health advisory levels are below the levels at which analytical methods can measure PFOA and PFOS. The minimum reporting levels for measuring these contaminants are in Table 1. The EPA Science Advisory Board is reviewing EPA's analyses, and therefore, these interim health advisory levels are subject to change. However, EPA does not anticipate changes that will result in health advisory levels that are greater than the minimum reporting levels.

### GenX Chemicals and PFBS

EPA's final lifetime health advisories for GenX chemicals and PFBS are based on final agency toxicity assessments (2021).

### Summary of the Four Health Advisories

Chemical	Lifetime Health Advisory Level/Value (parts per trillion or ppt)	Minimum Reporting Level <sup>1</sup> (ppt)
PFOA	0.004 (Interim)	4
PFOS	0.02 (Interim)	4
GenX Chemicals	10 (Final)	5
PFBS	2,000 (Final)	3

<sup>1</sup> Unregulated Contaminant Monitoring Rule (UCMR) 5 MRL is the minimum quantitation level that, with 95 percent confidence, can be achieved by capable analysts at 75 percent or more of the laboratories using a specified analytical method. These MRLs are based on the UCMR 5 requirement to use Method 533.

## Recommended Actions for Drinking Water Systems

### Steps to Assess Contamination

If water sampling results show the presence of PFOA, PFOS, GenX chemicals or PFBS in drinking water above the health advisory levels, EPA recommends that water systems undertake additional sampling to assess the level, scope, and localized source of contamination to inform next steps. EPA also recommends that water systems work with state authorities on this step to determine if they have state requirements or guidance on concentrations of PFOA, PFOS, GenX chemicals and/or PFBS that warrant action or concern. Drinking water systems and public health officials should also provide consumers with information about the levels of PFAS in their drinking water.

### Steps to Inform

If water sampling results show the presence of PFOA, PFOS, or levels of GenX chemicals or PFBS in drinking water above the health advisory levels, water systems should notify their state drinking water safety agency (or EPA in jurisdictions for which EPA is the primary drinking water safety agency) and consult with the relevant agency on the best approach to conduct additional sampling. EPA also recommends that water systems work with state authorities to determine if they have state requirements or guidance on concentrations of PFOA,

PFOS, GenX chemicals and/or PFBS that may represent levels of concern. Drinking water systems and public health officials should continue to provide consumers with information about the levels of PFAS in their drinking water.

## Steps to Limit Exposure

There are different ways to reduce risks from PFAS. In some cases, drinking water systems may be able to reduce concentrations of PFAS by closing contaminated wells or changing the rates of blending of water sources, where the available quantity of drinking water is not compromised. Systems may also remove PFAS by installing technologies such as granular activated carbon, ion exchange or high-pressure membranes. These technologies can be installed at the treatment plant, or for some smaller systems or for private wells it may be more effective to use point of use devices that have been demonstrated to remove PFAS.

## Funding to Address PFAS in Drinking Water

As part of a government-wide effort to confront PFAS pollution, EPA is announcing \$1 billion in grant funding through President Biden's Bipartisan Infrastructure Law to help communities that are on the frontlines of PFAS contamination. This funding from the Emerging Contaminants in Small or Disadvantaged Communities Grant Program is the first of \$5 billion through the Bipartisan Infrastructure Law that can be used to reduce PFAS in drinking water in communities facing disproportionate impacts. EPA will be reaching out to states and territories with information on how to submit their letter of intent to participate in this grant program to EPA. EPA will also engage with Tribes and Alaskan Native Villages regarding the Tribal set-aside for this grant program. EPA will be issuing guidance later this year detailing eligible uses for the funds and providing more information on how water systems can apply to states for this funding.

This new program complements \$3.4 billion in funding that is going through the Drinking Water SRFs and \$3.2 billion through the Clean Water SRFs that can also be used to address PFAS in water this year. Water systems are encouraged to contact their state SRF programs to learn more about how to apply for funds and for eligible uses to reduce PFAS. For more information on the SRFs, including a list of state DWSRF contacts, visit:

<https://www.epa.gov/dwsrf>.

## Other EPA Actions Related to PFAS and Drinking Water

As outlined in EPA's PFAS Strategic Roadmap, released in October 2021, the Agency is developing proposed National Primary Drinking Water Regulations for Perfluorooctanoic acid (PFOA) and Perfluorooctane sulfonic acid (PFOS). EPA expects to issue a proposed rule in Fall 2022 and a final rule in Fall 2023. As EPA undertakes this action, the Agency is also evaluating additional PFAS and considering actions to address groups of PFAS.

In addition, EPA's fifth Unregulated Contaminant Monitoring Rule (UCMR 5) requires monitoring for 29 PFAS between 2023 and 2025. Consistent with EPA's PFAS Strategic Roadmap, UCMR 5 will provide new data that are critically needed to improve EPA's understanding of the frequency that these PFAS are found in the nation's drinking water systems and at what levels. More information on UCMR5 is available at:

<https://www.epa.gov/dwucmr/fifth-unregulated-contaminant-monitoring-rule>

## Where Can I Learn More?

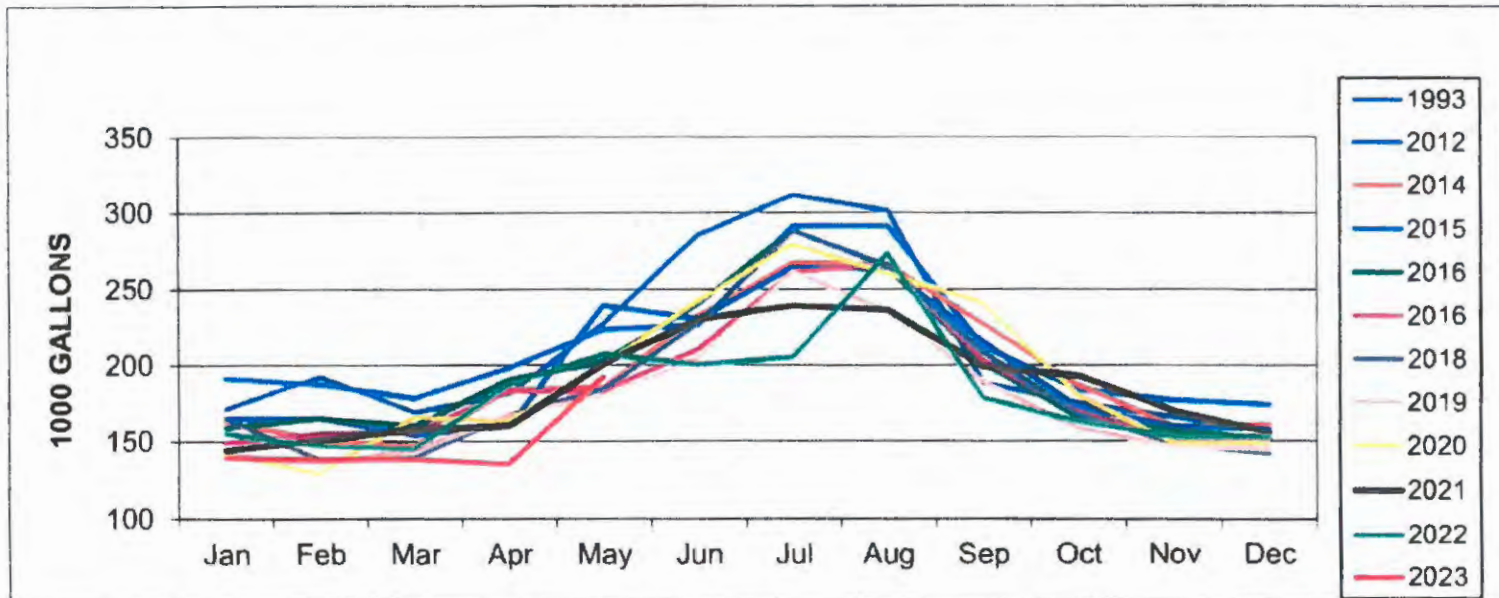
- EPA's drinking water health advisories for PFOA, PFOS, PFBS and GenX Chemicals can be found at: <https://www.epa.gov/sdwa/drinking-water-health-advisories-has>
- EPA's Unregulated Contaminant Monitoring Rules are available at: <https://www.epa.gov/dwucmr/>
- PFAS NPDWR consultations and stakeholder engagements: <https://www.epa.gov/sdwa/and-polyfluoroalkyl-substances-pfas>
- EPA's PFAS website explains more about our understanding of the chemical group, provides EPA's PFAS

Strategic Roadmap, actions the agency has taken to implement it, and provides other tools and resources related to addressing PFAS: <https://www.epa.gov/pfas>

- EPA's stewardship program for PFAS related to the Toxic Substances Control Act (TSCA): <https://www.epa.gov/reviewing-new-chemicals-under-toxic-substances-control-act-tsca/pfas-low-volume-exemption>
- EPA's research activities on PFAS can be found at: <https://www.epa.gov/chemical-research/status-epa-research-and-development-pfas>
- The Agency for Toxic Substances and Disease Registry's (ATSDR) Perfluorinated Chemicals and Your Health webpage at: <https://www.atsdr.cdc.gov/pfas/index.html>

	1993	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Jan	171	239	172	155	191	163	165	159	149	165	141	141	144	155	139
Feb	192	210	158	156	187	151	165	165	155	137	135	129	151	147	138
Mar	169	198	157	155	178	147	154	160	156	139	144	166	158	145	138
Apr	181	210	180	170	198	184	160	190	183	167	167	163	160	187	135
May	227	180	212	190	223	185	239	202	183	184	179	200	201	207	192
Jun	285	218	226	221	226	232	230	240	210	227	204	242	230	200	
Jul	311	274	279	278	291	267	264	288	261	288	261	279	239	205	
Aug	301	251	254	242	291	266	263	264	266	265	235	260	236	273	
Sep	188	193	205	210	212	227	215	201	203	208	189	241	199	178	
Oct	175	182	175	175	184	187	172	166	170	168	158	180	193	163	
Nov	166	160	164	167	177	160	160	157	151	148	146	149	170	153	
Dec	158	167	158	180	174	161	158	151	151	142	145	149	156	153	

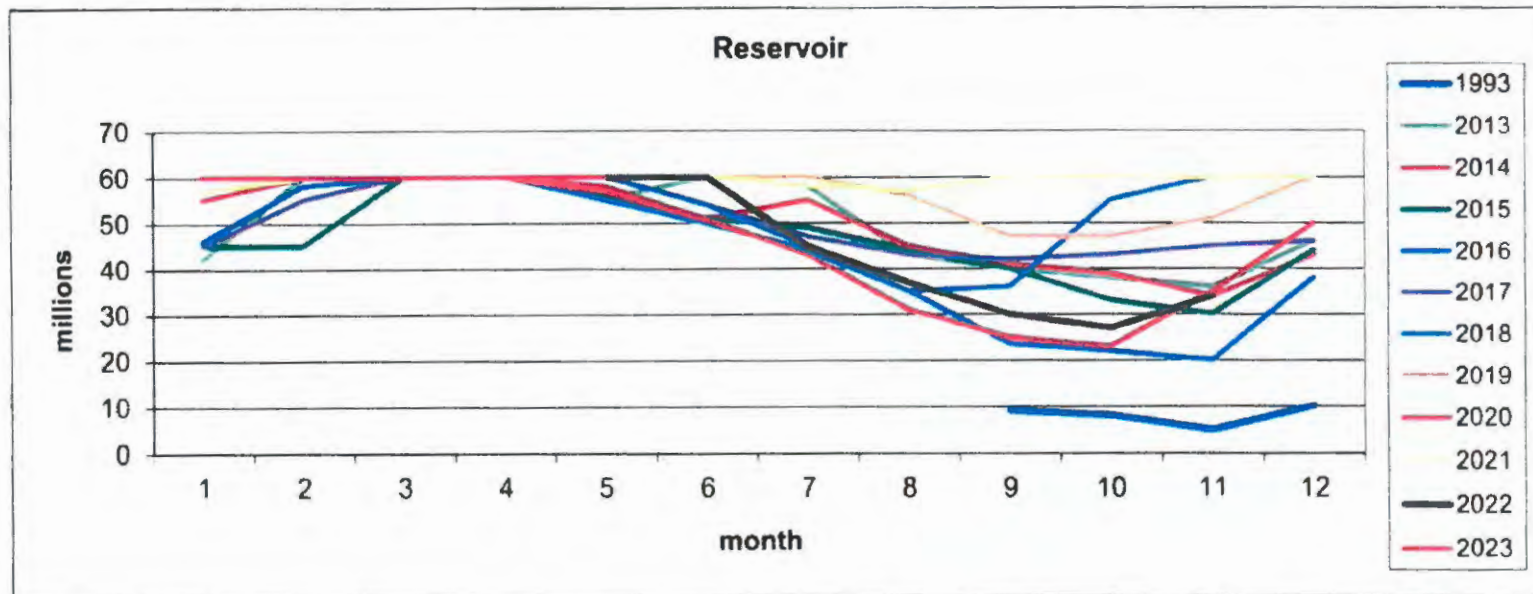
### PUMPING REPORT





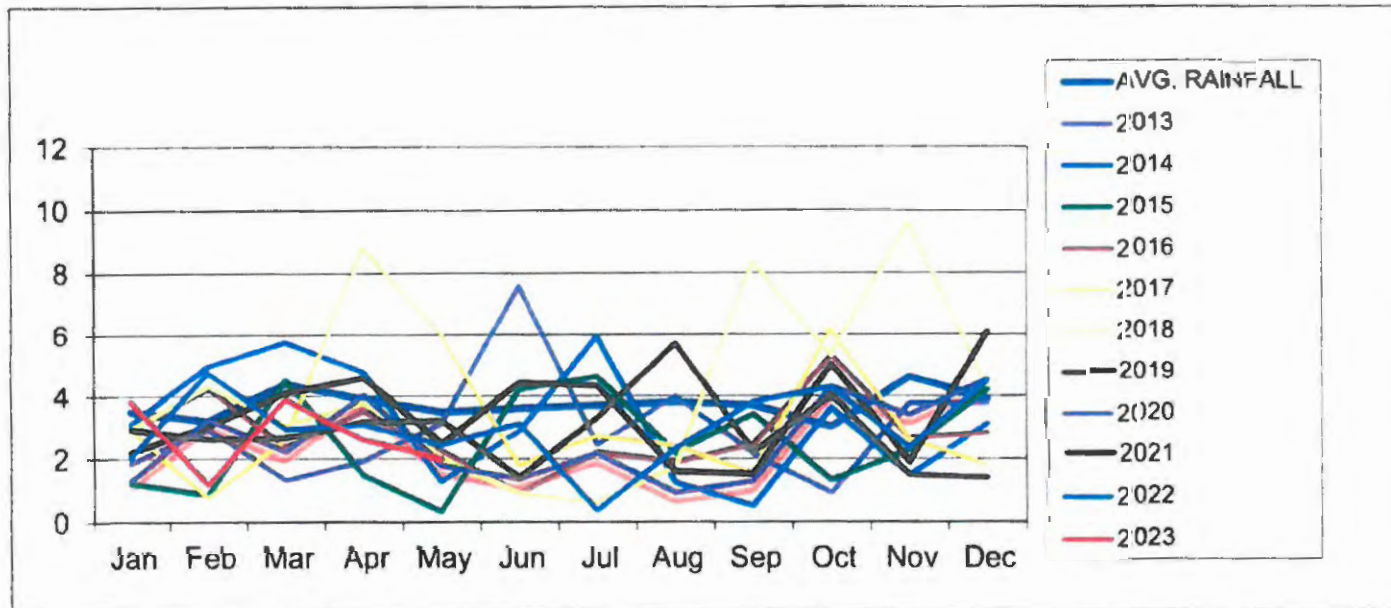
## RESERVOIR LEVEL

	1993	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Jan		42	55	45	46	45	60	60	60	57	60	60
Feb		60	60	45	58	55	60	60	60	60	60	60
Mar		60	60	60	60	60	60	60	60	60	60	60
Apr		60	60	60	60	60	60	60	60	60	60	60
May		55	58	56	55	60	60	60	57	60	60	60
Jun		60	51	51	50	54	54	60	51	60	60	
Jul		58	55	49	44	47	45	60	43	58	45	
Aug		43	45	44	35	43	35	56	31	57	37	
Sep	9	40	41	40	23.5	42	36	47	25	60	30	
Oct	8	38	39	33	22	43	55	47	23	60	27	
Nov	5	36	34	30	20	45	60	51	35	60	34	
Dec	10	46	43	44	38	46	60	60	50	60	48	



	AVG. RAINFALL	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Jan	3.5	1.85	3.1	1.22	2.94	2.94	2.94	2.19	1.3	2.94	2.04	3.84
Feb	3.2	2.94	4.98	0.86	4.25	0.76	4.33	3.06	3.26	2.62	4.77	1.18
Mar	4.4	1.32	5.74	4.53	2.36	2.62	3.07	4.11	2.21	2.66	2.94	3.9
Apr	3.9	1.92	4.8	1.47	3.53	8.8	3.79	4.61	4.03	3.18	3.08	2.6
May	3.5	3.11	1.27	0.32	2.24	6.03	2.03	2.46	1.79	3.2	2.43	1.99
Jun	3.6	7.55	2.86	4.2	0.89	1.79	0.89	4.44	1.36	1.4	3.11	
Jul	3.7	2.42	5.93	4.63	2.19	2.7	0.61	4.33	2.16	3.3	0.35	
Aug	3.8	3.98	1.23	2.17	1.88	2.4	1.73	1.58	0.91	5.71	2.29	
Sep	3.7	2.13	0.5	3.41	2.42	1.54	8.35	1.49	1.27	2.19	3.81	
Oct	3	0.9	3.61	1.31	5.33	6.18	5.34	5.04	4.29	4.03	4.28	
Nov	4.6	3.76	1.47	2.27	2.63	2.61	9.61	1.89	3.39	1.47	2.33	
Dec	3.9	3.76	3.1	4.2	2.79	1.81	4.33	6.09	4.53	1.38	4.48	
Total	44.8	35.64	38.59	30.59	33.45	40.18	47.02	41.29	30.5	34.08	35.91	13.51

### RAINFALL





TOWN OF JAMESTOWN WWTF  
MONTHLY REPORT  
MAY 2023

David Greene, Assistant Superintendent

**Parameters**

	<u>Monthly Avg.</u>	<u>Permit Limit</u>	<u>Notes</u>
Flow	.3573 MGD	.73 MGD	
Daily Max	.6600 MGD		
BOD Removal	100.0%	85%	% Removed
TSS Removal	97.7%	85%	% Removed
Fecal Coliform	1.16	No limit, report only	
Enterococci	1.00	(<35 cfu/100ml Monthly) (<276 cfu/100ml Daily)	

**Environmental Compliance (Violations)**

There were no violations to report for May.

**Complaints**

There were no complaints in the month of May

**Alarms**

There was 1 alarm to report for May, it was low wet well station #1 Bay View DR.

**Septage**

The facility received 3,000 gallons for May.

**Sludge Production**

The facility processed 61,000 gallons of sludge through Wastewater Services Incorporated.

### **Maintenance Management**

83 work orders were completed for May to include, changing break in oil gen set station #3. Pumped down clarifier #1. Got PO to have IPS rebuild CH & E trash pump and PO to replace pump at station #4. Installed Fog Rods in station #1 and #2 to replace back up float system. Changed oil Gen Set #1 and #2. Changed aerator oils.

### **Chemical Use**

The facility used 453.4 gallons of Sodium hypochlorite and 400 pounds of lime for process control.

### **Collection System**

31 pump station inspections were completed. All stations are operating as designed. Cleaned mackerel cove manhole and 140 feet of pipe.

### **Energy Use**

Energy use for May 2022 was: 16,302 Kwh

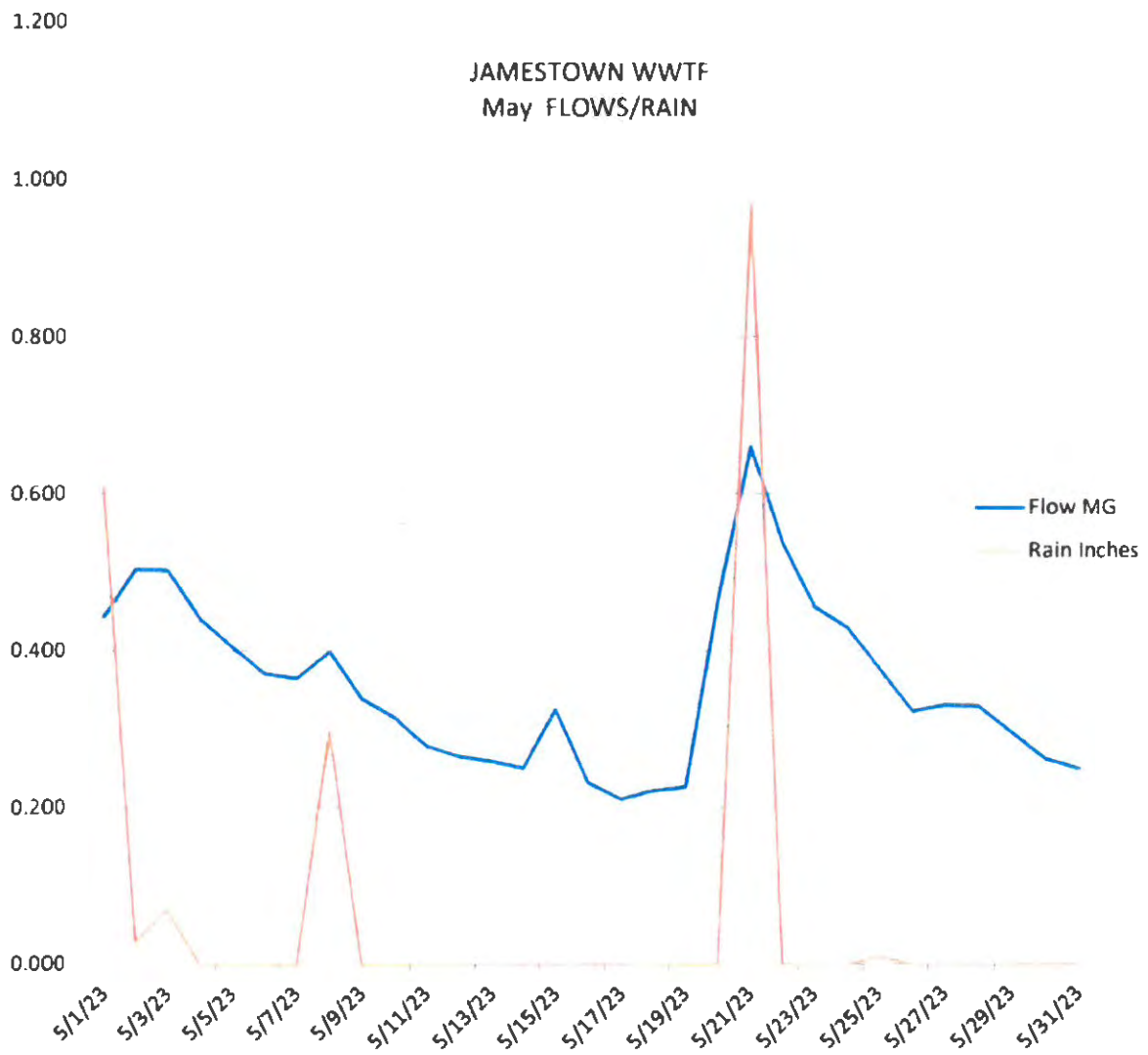
### **Precipitation**

Precipitation for May was 1.99"

### **Golf Course**

Pumped .000 MG gallons to course. The facility provided water for 0 days. Golf course operator requested water to be shut off on

### Graphs





Town of Jamestown  
**Resolution of the Town Council**  
Acting as the Board of Water and Sewer Commissioners

No. 2023-15

**RESOLUTION OF THE BOARD OF WATER AND SEWER COMMISSIONERS  
FIXING A SCHEDULE OF SEWER SERVICE CHARGES FOR A RESERVE FOR  
SEWER FACILITIES AND SERVICES OF THE TOWN OF JAMESTOWN**

**RESOLVED THAT:**

Section 1. Pursuant to Section 5 of Chapter 233 of the Public Laws of the State of Rhode Island there shall be established a charge for a Reserve for maintaining, repairing, renewal, and replacement of the sewage disposal system in the amount of:

SEWER RESERVE FLAT FEE:	\$38.02
SEWER RESERVE USAGE FEE (per 1000 gallons)	\$ 6.49

Section 2. These charges shall take effect beginning with the September 30, 2023 billing.

Section 3. By Order of the Jamestown Town Council sitting as the Board of Water and Sewer Commissioners

\_\_\_\_\_  
Nancy A. Beye, President

\_\_\_\_\_  
Mary E. Meagher, Vice President

\_\_\_\_\_  
Michael G. White

\_\_\_\_\_  
Randall White

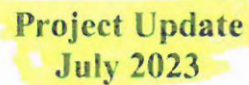
\_\_\_\_\_  
Erik G. Brine

IN WITNESS WHEREOF, I hereby attach my hand and the official seal  
of the Town of Jamestown this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk







**Project Update  
July 2023**

## **WELLS**

JR-1, JR-3

- JR-1 is in service.

## **TREATMENT PLANT**

- I have been reviewing the final draft of the Water Supply Management Plan provided by Pare Corporation with Lisa Bryer.
- Water department staff have been operating the water treatment plant after hours to fill the water storage tank that was recently painted. Due to the peak summer demand, filling had to be performed overnight.

## **TRANSFER PUMPING/RESERVOIR**

- The water department has been transferring water from south pond to add additional water supply to the North Reservoir. This has been off and on over the past month based on the capacity of south pond and rain received. The North Reservoir is just at the spillway elevation and at full capacity.

## **DISTRIBUTION SYSTEM**

South Pond @ 6 MG  
Usable Storage, 6 Million Gallons

North Pond @ 60 MG  
Usable Storage 60 Million Gallons

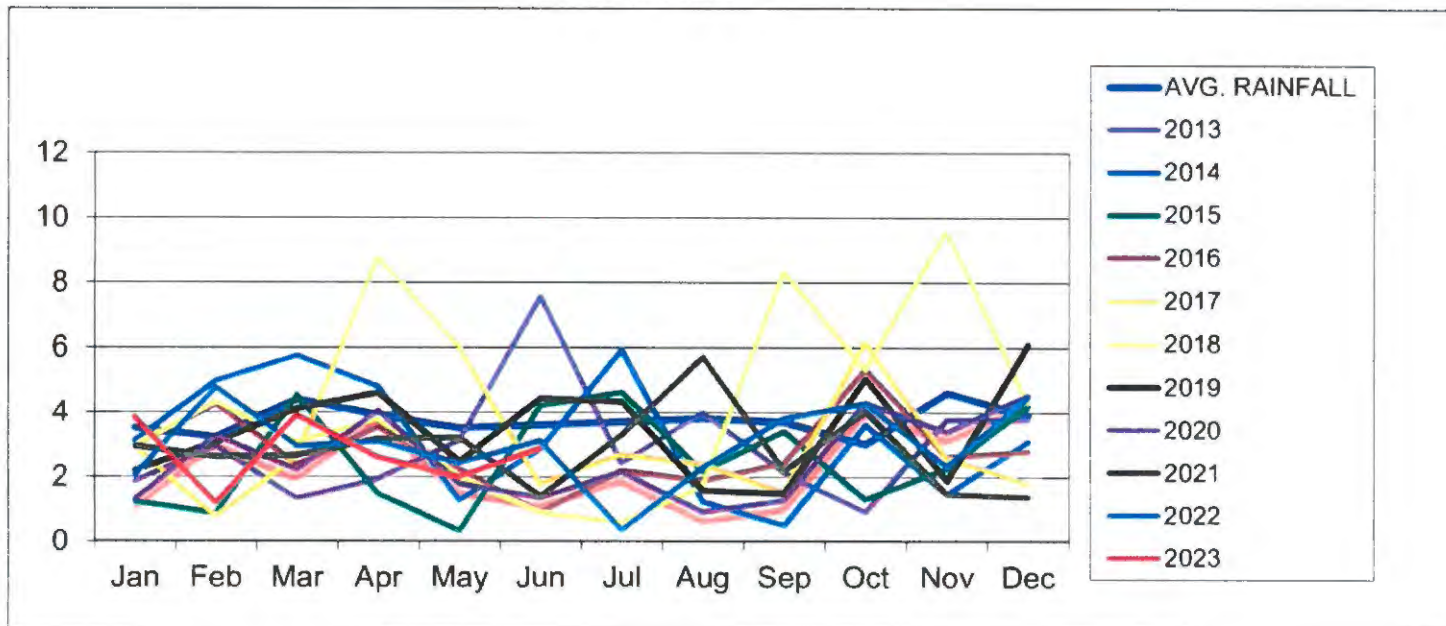
- Atlas Painting completed the tank painting of the North Tower on June 23<sup>rd</sup>.

## **WASTEWATER TREATMENT PLANT**

- The monthly average daily flow at the treatment plant for June was 0.17 million gallons per day. The monthly average allowed by our discharge permit is 0.73 million gallons per day. The peak daily flow was 0.26 million gallons.

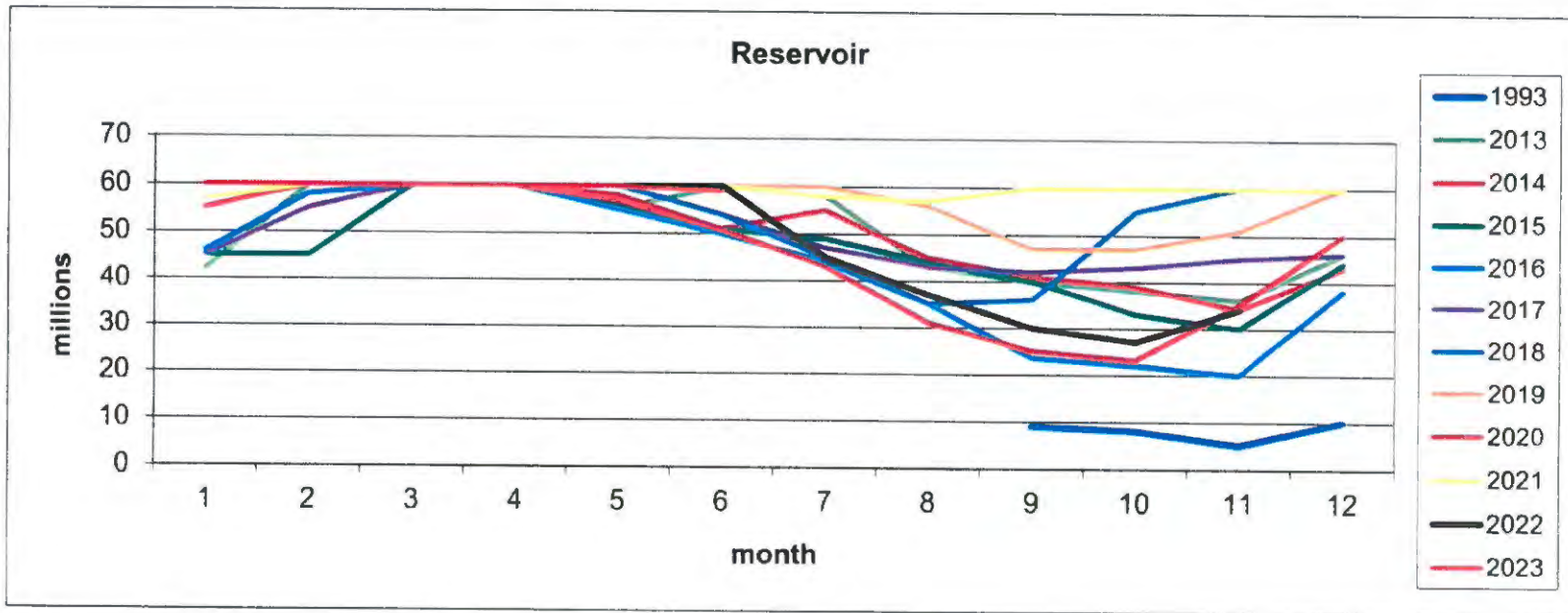
	AVG. RAINFALL	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
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Mar	4.4	1.32	5.74	4.53	2.36	2.62	3.07	4.11	2.21	2.66	2.94	3.9
Apr	3.9	1.92	4.8	1.47	3.53	8.8	3.79	4.61	4.03	3.18	3.08	2.6
May	3.5	3.11	1.27	0.32	2.24	6.03	2.03	2.46	1.79	3.2	2.43	1.99
Jun	3.6	7.55	2.86	4.2	0.89	1.79	0.89	4.44	1.36	1.4	3.11	2.88
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Oct	3	0.9	3.61	1.31	5.33	6.18	5.34	5.04	4.29	4.03	4.28	
Nov	4.6	3.76	1.47	2.27	2.63	2.61	9.61	1.89	3.39	1.47	2.33	
Dec	3.9	3.76	3.1	4.2	2.79	1.81	4.33	6.09	4.53	1.38	4.48	
Total	44.8	35.64	38.59	30.59	33.45	40.18	47.02	41.29	30.5	34.08	35.91	16.39

### RAINFALL



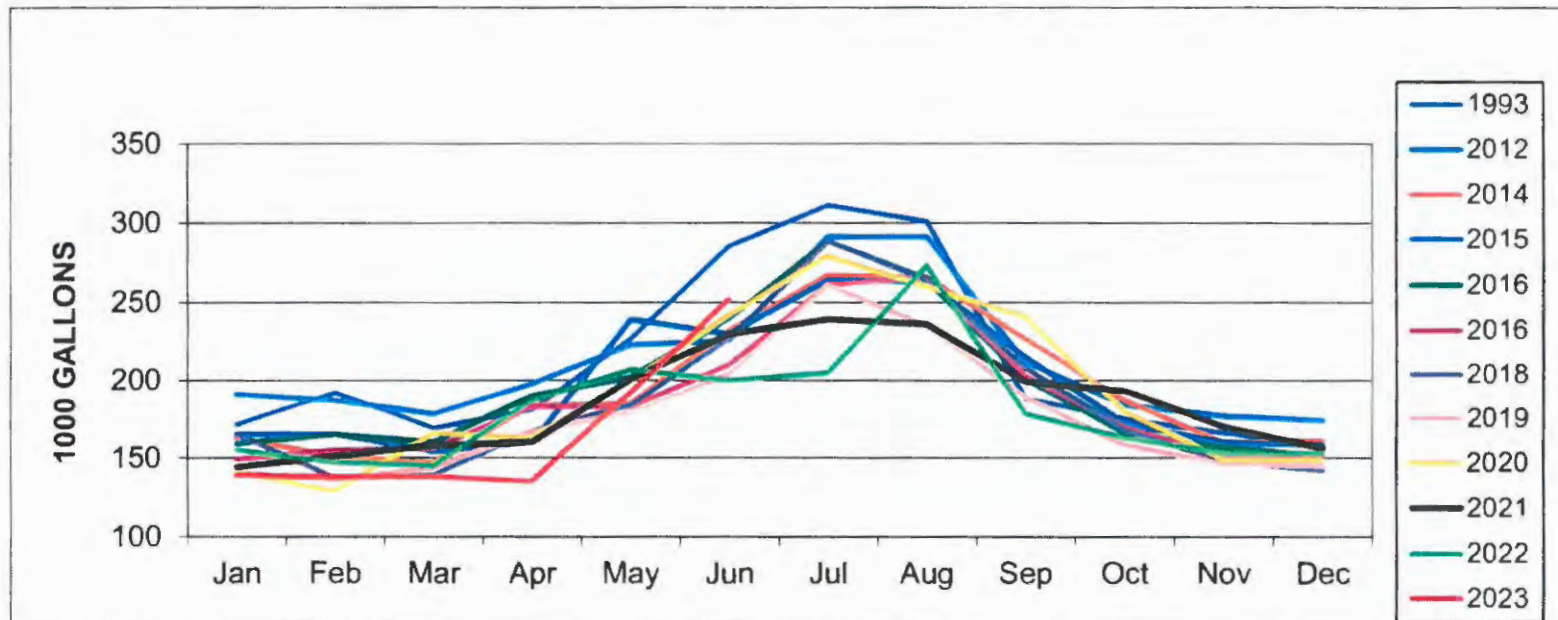
## RESERVOIR LEVEL

	1993	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
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Apr		60	60	60	60	60	60	60	60	60	60	60
May		55	58	56	55	60	60	60	57	60	60	60
Jun		60	51	51	50	54	54	60	51	60	60	60
Jul		58	55	49	44	47	45	60	43	58	45	59
Aug		43	45	44	35	43	35	56	31	57	37	
Sep	9	40	41	40	23.5	42	36	47	25	60	30	
Oct	8	38	39	33	22	43	55	47	23	60	27	
Nov	5	36	34	30	20	45	60	51	35	60	34	
Dec	10	46	43	44	38	46	60	60	50	60	48	

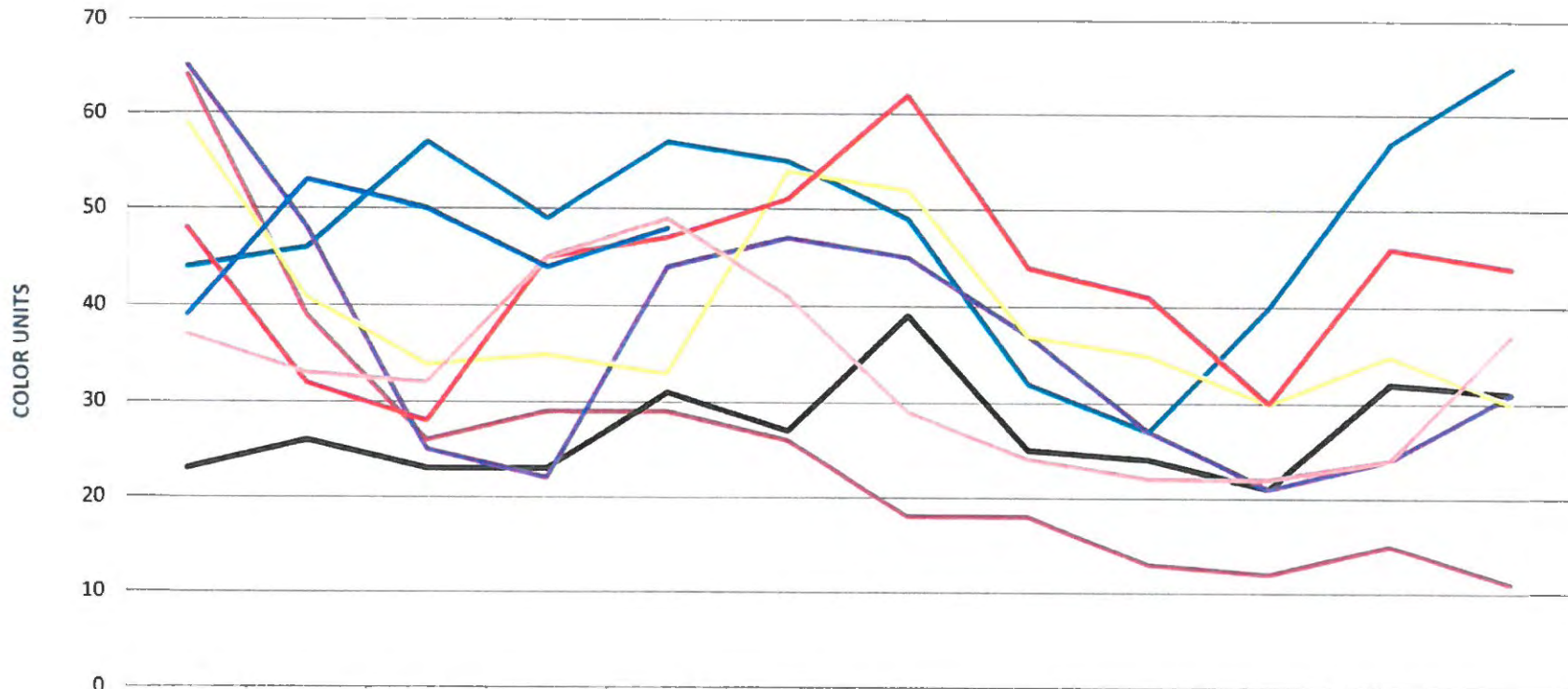


	1993	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Jan	171	239	172	155	191	163	165	159	149	165	141	141	144	155	139
Feb	192	210	158	156	187	151	165	165	155	137	135	129	151	147	138
Mar	169	198	157	155	178	147	154	160	156	139	144	166	158	145	138
Apr	181	210	180	170	198	184	160	190	183	167	167	163	160	187	135
May	227	180	212	190	223	185	239	202	183	184	179	200	201	207	192
Jun	285	218	226	221	226	232	230	240	210	227	204	242	230	200	252
Jul	311	274	279	278	291	267	264	288	261	288	261	279	239	205	
Aug	301	251	254	242	291	266	263	264	266	265	235	260	236	273	
Sep	188	193	205	210	212	227	215	201	203	208	189	241	199	178	
Oct	175	182	175	175	184	187	172	166	170	168	158	180	193	163	
Nov	166	160	164	167	177	160	160	157	151	148	146	149	170	153	
Dec	158	167	158	180	174	161	158	151	151	142	145	149	156	153	

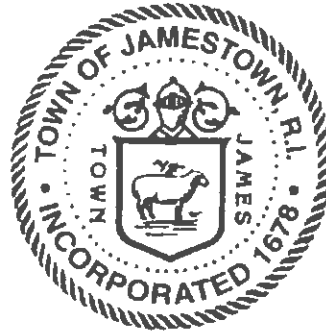
### PUMPING REPORT



## Transfer Pumping NORTH POND WATER QUALITY



	1	2	3	4	5	6	7	8	9	10	11	12
2016	64	39	26	29	29	26	18	18	13	12	15	11
2017	23	26	23	23	31	27	39	25	24	21	32	31
2018	44	46	57	49	57	55	49	32	27	40	57	65
2019	65	48	25	22	44	47	45	37	27	21	24	31
2020	59	41	34	35	33	54	52	37	35	30	35	30
2021	48	32	28	45	47	51	62	44	41	30	46	44
2022	37	33	32	45	49	41	29	24	22	22	24	37
2023	39	53	50	44	48							



TOWN OF JAMESTOWN WWTF  
MONTHLY REPORT  
JUNE 2023

Douglas Ouellette, Superintendent

## Parameters

	<u>Monthly Avg.</u>	<u>Permit Limit</u>	<u>Notes</u>
Flow	.1724	MGD	.73 MGD
Daily Max	.2560		
BOD Removal	99.2%	85%	% Removed
TSS Removal	98.8%	85%	% Removed
Fecal Coliform	1.87	No limit, report only	
Enterococci	1.07	(<35 cfu/100ml Monthly) (<276 cfu/100ml Daily)	

## Environmental Compliance (Violations)

There are 0 violations to report for the month of June.

## Complaints

There were two complaints in the month of June, both were for possible blockages. (1) 28 Grinnell St, the line was clear but the crew jetted and cleaned it as a precaution. (2) 28 Clarke St, this line continues to be a problem due to its age and condition, this also got jetted and cleaned which cleared any blockages and restored flow.

## Alarms

The facility had one alarm in June, on June 3<sup>rd</sup> PS#1 pump #1 failed due to a check valve alarm. Alarm was reset, pump is back in operation.

## Septage

The facility received 0 gallons for June.

### **Sludge Production**

The facility processed 52,500 gallons of sludge through Wastewater Services Incorporated.

### **Maintenance Management**

65 work orders were completed in the month of June. A new 8" check valve was installed on the #2 pump at PS#2.

### **Chemical Use**

The facility used 269 gallons of Sodium hypochlorite and 150 pounds of lime for process control.

### **Collection System**

30 pump station inspections were completed. All stations are operating as designed.

### **Energy Use**

Energy use for June 2023 was: 15,012 KWH

### **Precipitation**

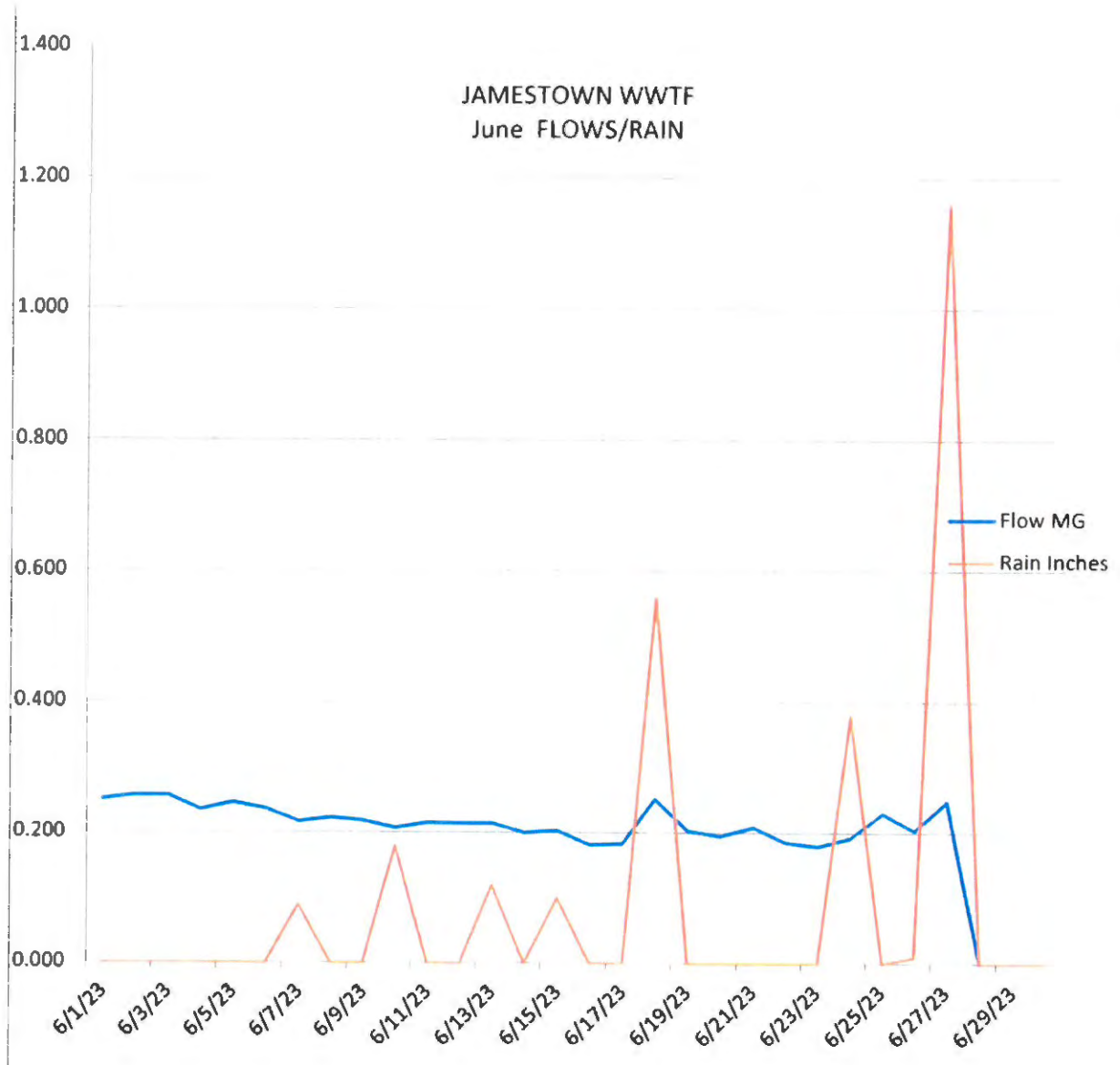
Precipitation for June 2023 was 2.88"

### **Golf Course**

1,389,000 gallons of effluent was pumped to the pond in June.



### Graphs



# JAMESTOWN WATER DEPARTMENT

## Consumer Confidence Report – 2023

### Covering Calendar Year – 2022

RI1858419

This brochure is a snapshot of the quality of the water that we provided last year. Included are the details about where your water comes from, what it contains, and how it compares to Environmental Protection Agency (EPA) and state standards. We are committed to providing you with information because informed customers are our best allies. If you would like to learn more about our decision-making processes that affect drinking water quality, please call MICHAEL GRAY at 401-423-7225.

Your water comes from:

Source Name	Source Water Type
NORTH (CARR) POND	Surface Water
WELL JR-1 (BR)	Ground Water
SOUTH (WATSON) POND	Surface Water
Buyer Name	Seller Name
There are no additional purchases to display.	

The two primary sources of water are North Pond and South Pond. One groundwater well, designated JR-1, is used as a supplemental water source during periods of the year when the water level in the reservoirs is lower. We disinfect our water and treat it for pH and corrosion control. Our treatment plant can produce 500,000 gallons of clean water a day.

The RI Department of Health, in cooperation with other state and federal agencies, has assessed the threats to Jamestown Water Department water supply sources. The assessment considered the intensity of development, the presence of businesses and facilities that use, store or generate potential contaminants, how easily contaminants may move through the soils in the Source Water Protection Area (SWPA), and the sampling history of the water.

Our monitoring program continues to assure that the water delivered to your home is safe to drink. However, the assessment found that the water source is at LOW RISK of contamination. This does NOT mean that the water cannot become contaminated. Protection efforts are necessary to assure continued water quality. The complete Source Water Assessment Report is available from Jamestown Water Department or the Department of Health at (401) 222-6867.

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as those with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly, and infants can be particularly at risk from infections. These people should seek advice about drinking water from their health care providers. EPA/CDC guidelines on appropriate means to lessen the risk of infection by *Cryptosporidium* and other microbial contaminants are available from the Safe Drinking Water Hotline (800-426-4791).

Drinking water, including bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPA's Safe Drinking Water Hotline (800-426-4791).

The sources of drinking water (both tap water and bottled water) included rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity.

Contaminants that may be present in sources water before we treat it include: Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, livestock operations and wildlife.

Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban storm water runoff, industrial or domestic wastewater discharges, oil and gas production, mining or farming.

Pesticides and herbicides, which may come from a variety of sources such as storm water run-off, agriculture, and residential users.

Radioactive contaminants, which can be naturally occurring or the result of mining activity.

Organic contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and also come from gas stations, urban storm water run-off, and septic systems.

In order to ensure that tap water is safe to drink, EPA prescribes regulation which limits the amount of certain contaminants in water provided by public water systems. Food and Drug Administration regulations establish limits for contaminants in bottled water, which must provide the same protection for public health.

Our water system is required to test a minimum of 3 samples per month in accordance with the Total Coliform Rule for microbiological contaminants. Coliform bacteria are usually harmless, but their presence in water can be an indication of disease-causing bacteria. When coliform bacteria are found, special follow-up tests are done to determine if harmful bacteria are present in the water supply. If this limit is exceeded, the water supplier must notify the public.

#### Water Quality Data

The following tables list all of the drinking water contaminants which were detected during the 2022 calendar year. The presence of these contaminants does not necessarily indicate the water poses a health risk. Unless noted, the data presented in this table is from the testing done January 1- December 31, 2022. The state requires us to monitor for certain contaminants less than once per year because the concentrations of these contaminants are not expected to vary significantly from year to year. Some of the data, though representative of the water quality, is more than one year old. **Our water system makes every effort to provide you with safe drinking water.**

#### Terms & Abbreviations

**Maximum Contaminant Level Goal (MCLG):** the "Goal" is the level of a contaminant in drinking water below which there is no known or expected risk to human health. MCLGs allow for a margin of safety.

**Maximum Contaminant Level (MCL):** the "Maximum Allowed" MCL is the highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

**Secondary Maximum Contaminant Level (SMCL):** recommended level for a contaminant that is not regulated and has no MCL.

**Action Level (AL):** the concentration of a contaminant that, if exceeded, triggers treatment or other requirements.

**Treatment Technique (TT):** a required process intended to reduce levels of a contaminant in drinking water.

**Maximum Residual Disinfectant Level (MRDL):** the highest level of a disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.

**Maximum Residual Disinfectant Level Goal (MRDLG):** the level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contaminants.

**Non-Detects (ND):** lab analysis indicates that the contaminant is not present.

**Parts per Million (ppm)** or milligrams per liter (mg/l)

**Parts per Billion (ppb)** or micrograms per liter (µg/l)

**Picocuries per Liter (pCi/L):** a measure of the radioactivity in water.

**Millirems per Year (mrem/yr):** measure of radiation absorbed by the body.

**Monitoring Period Average (MPA):** An average of sample results obtained during a defined time frame, common examples of monitoring periods are monthly, quarterly and yearly.

**Nephelometric Turbidity Unit (NTU):** a measure of the clarity of water. Turbidity

in excess of 5 NTU is just noticeable to the average person. Turbidity is not regulated for groundwater systems.

**Running Annual Average (RAA):** an average of sample results obtained over the most current 12 months and used to determine compliance with MCLs.

**Locational Running Annual Average (LRAA):** Average of sample analytical results for samples taken at a particular monitoring location during the previous four calendar quarters.

### Testing Results for: JAMESTOWN WATER DEPARTMENT

Microbiological	Result	MCL	MCLG	Typical Source	Violation
No Detected Results were Found in the Calendar Year of 2022					

Regulated Contaminants	Collection Date	Highest Value	Range (low/high)	Unit	MCL	MCLG	Typical Source	Violation
BARIUM	3/28/2022	0.009	0.006 - 0.009	ppm	2	2	Discharge of drilling wastes; Discharge from metal refineries; Erosion of natural deposits	No
NITRATE-NITRITE	4/27/2022	0.52	0.11 - 0.52	ppm	10	10	Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits	No

Disinfection Byproducts	Sample Point	Monitoring Period	Highest LRAA	Range (low/high)	Unit	MCL	MCLG	Typical Source	Violation
TOTAL HALOACETIC ACIDS (HAA5)	Distribution System	2022	26	6 - 26	ppb	60	0	Byproduct of drinking water disinfection	No
TTHM	Distribution System	2022	66	38 - 66	ppb	80	0	Byproduct of drinking water disinfection	No

Lead and Copper	Monitoring Period	90 <sup>th</sup> Percentile	Range (low/high)	Unit	AL	Sites Over AL	Typical Source
COPPER, FREE	2020 - 2022	0.079	0.012 - 0.15	ppm	1.3	0	Corrosion of household plumbing systems
LEAD	2020 - 2022	3.4	0 - 45	ppb	15	1	Corrosion of household plumbing systems

If present, elevated levels of lead can cause serious health problems, especially for pregnant women and young children. Lead in drinking water is primarily from materials and components associated with service lines and home plumbing. Your water system is responsible for providing high quality drinking water but cannot control the variety of materials used in plumbing components. When your water has been sitting for several hours, you can minimize the potential for lead exposure by flushing your tap for 30 seconds to 2 minutes before using water for drinking or cooking. If you are concerned about lead in your water, you may wish to have your water tested. Information on lead in drinking water, testing methods, and steps you can take to minimize exposure is available from the Safe Drinking Water Hotline or at <http://www.epa.gov/safewater/lead>.

Maximum Disinfection Level	MPA	MPA Units	RAA	RAA Units	Violation
2022 - 2022	0.5100	MG/L	0.2	MG/L	No

Total Organic Carbon	Number of Samples	RAA	Required Removal Ratio	Removal Ratio	Violation
9/1/2022 - 9/30/2022	12	1.39	1.0 RATIO	1.16	No

Analyte	Facility	Highest Value	Unit of Measure	Month Occurred	Violation
TURBIDITY	TREATMENT PLANT 1	0.09	NTU	December 2022	No

Radiological Contaminants	Collection Date	Highest Value	Range (low/high)	Unit	MCL	MCLG	Typical Source	Violation
No detected results were found in the past five years.								

During the 2022 calendar year, we had the below noted violation(s) of drinking water regulations.

Federal Compliance Period	Analyte	Comments
No Violations Occurred in the Calendar Year of 2022		

Additional Required Health Effects Language:

Infants and children are typically more vulnerable to lead in drinking water than the general population. It is possible that lead levels at your home may be higher than at other homes in the community as a result of materials used in your home's plumbing. If you are concerned about elevated lead levels in your home's water, you may wish to have your water tested and flush your tap for 30 seconds to 2 minutes before using tap water. Additional information is available from the Safe Drinking Water Hotline (800-426-4791).

There are no additional required health effects violation notices.

There are no additional required health effects notices.<<There are no additional required health effects violation notices.>>

TOWN OF JAMESTOWN - WATER DIVISION

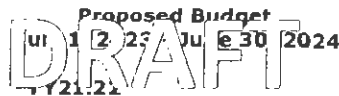
Proposed Budget  
 July 1, 2023 - June 30, 2024  
**DRAFT**

<u>ACCOUNT NUMBER &amp; DESCRIPTION</u>	<u>Actual FY21.22 6/30/2022</u>	<u>BUDGET FY22.23</u>	<u>PROPOSED FY23.24</u>	<u>FY22.23 YTD 6.27.23</u>	<u>\$ Change Prev. Yr.</u>	<u>% Change Prev. Yr.</u>
<b>OPERATING REVENUES</b>						
2102 0000 40101 Metered Excess Water	432,595.15	438,730.00	449,497.00	394,078.31	10,767.00	2.45%
2102 0000 40402 Minimum Charge	590,188.73	628,300.00	636,000.00	625,485.80	7,700.00	1.23%
2102 0000 40403 Fire Protection Charges	170,000.00	170,000.00	170,000.00	170,000.00	0.00	0.00%
2102 0000 40408 Income From New Services	18,240.72	18,500.00	18,500.00	22,850.00	0.00	0.00%
2102 0000 40409 Miscellaneous Income	10,745.60	17,000.00	17,000.00	11,408.38	0.00	0.00%
2102 0000 40415 Interest Income	3,849.16	3,600.00	3,600.00	5,336.96	0.00	0.00%
2102 0000 40420 Rental Water Tower	170,695.11	178,263.00	161,587.00	146,055.31	-16,676.00	-9.35%
<b>40100 TOTAL REVENUES</b>	<b>1,396,314.47</b>	<b>1,454,393.00</b>	<b>1,456,184.00</b>	<b>1,375,214.76</b>	<b>1,791.00</b>	<b>0.12%</b>
<b>OPERATING SALARIES</b>						
2102 7000 70100 Public Works Director	27,682.08	26,806.00	29,158.00	19,650.22	2,352.00	8.77%
2102 7000 70102 Accounting	46,878.05	48,536.00	48,007.00	45,449.14	-529.00	-1.09%
2102 7000 70103 Treatment Plant Oper w/long	83,230.30	84,987.00	87,537.00	78,895.42	2,550.00	3.00%
2102 7000 70104 Ass't Treat Plant Oper w/long	76,641.17	77,905.00	80,243.00	73,207.54	2,338.00	3.00%
2102 7000 70105 Plant Operator	5,963.90	64,486.00	69,742.00	49,418.68	5,256.00	8.15%
2102 7000 70513 Treatment Plant Oper - OT	10,532.41	15,000.00	15,000.00	9,877.67	0.00	0.00%
2102 7000 70514 Ass't Treatment Plant - OT	18,090.62	15,000.00	15,000.00	16,638.90	0.00	0.00%
2102 7000 70515 Plant Operator OT	11,750.33	10,000.00	10,000.00	7,282.95	0.00	0.00%
2102 7000 70339 License Yrly	0.00	1,800.00	1,800.00	1,800.00	0.00	0.00%
2102 7000 70501 Water Charge Backs	0.00	0.00	0.00	0.00	0.00	#DIV/0!
<b>7000 Salaries</b>	<b>280,768.86</b>	<b>344,520.00</b>	<b>356,487.00</b>	<b>302,220.52</b>	<b>11,967.00</b>	<b>3.47%</b>
2102 7001 70900 Social Security	24,900.95	26,356.00	26,621.00	21,488.02	265.00	1.01%
2102 7001 70901 Blue Cross/Delta Dental	47,606.03	47,900.00	50,340.00	38,339.18	2,440.00	5.09%
2102 7001 70902 Worker's Compensation	20,000.00	20,000.00	20,000.00	15,000.00	0.00	0.00%
2102 7001 70903 Retirement Fund	30,363.30	36,750.00	40,793.00	25,626.82	4,043.00	11.00%
2102 7001 70906 Life Insurance	685.35	670.00	670.00	601.11	0.00	0.00%
2102 7001 70910 Clothing Allowance	1,780.47	1,500.00	1,500.00	288.50	0.00	0.00%
Salary Adjustment	0.00	0.00	0.00	0.00	0.00	#DIV/0!
<b>7001 Benefits</b>	<b>125,336.10</b>	<b>133,176.00</b>	<b>139,924.00</b>	<b>101,343.63</b>	<b>6,748.00</b>	<b>5.07%</b>
<b>7000/7001/7002 SALARIES/BENEFITS</b>	<b>406,104.96</b>	<b>477,696.00</b>	<b>496,411.00</b>	<b>403,564.15</b>	<b>18,715.00</b>	<b>3.92%</b>
2102 7005 70601 Maintenance	5,470.00	6,000.00	6,000.00	420.00	0.00	0.00%
2102 7005 70606 Alarm Lines	3,899.73	3,000.00	4,000.00	4,607.29	1,000.00	33.33%
<b>7005 Reservoirs/Rights of Way</b>	<b>9,369.73</b>	<b>9,000.00</b>	<b>10,000.00</b>	<b>5,027.29</b>	<b>1,000.00</b>	<b>11.11%</b>
2102 7006 70601 Maintenance	250.10	1,000.00	1,000.00	0.00	0.00	0.00%
2102 7006 70636 Electricity	9,898.02	15,000.00	12,000.00	9,690.38	-3,000.00	-20.00%
2102 7006 70934 Depreciation Expense	0.00	0.00	0.00	0.00	0.00	#DIV/0!
<b>7006 Wells</b>	<b>10,148.12</b>	<b>16,000.00</b>	<b>13,000.00</b>	<b>9,690.38</b>	<b>-3,000.00</b>	<b>-18.75%</b>
2102 7010 70008 Lab Supplies	13,162.31	15,000.00	15,000.00	14,315.06	0.00	0.00%
2102 7010 70631 Chemicals	50,570.80	70,000.00	65,000.00	48,599.80	-5,000.00	-7.14%
2102 7010 70632 Heat	16,245.90	18,000.00	18,000.00	13,200.35	0.00	0.00%
2102 7010 70633 Equipment Maintenance	21,656.10	45,000.00	45,000.00	39,655.36	0.00	0.00%
2102 7010 70634 Professional Services	1,700.00	5,000.00	5,000.00	36,776.60	0.00	0.00%
2102 7010 70635 Telephone	3,676.73	3,500.00	3,500.00	3,268.04	0.00	0.00%
2102 7010 70636 Electricity	41,878.78	60,000.00	55,000.00	41,956.29	-5,000.00	-8.33%
2102 7010 70637 Building Maintenance	7,065.67	8,000.00	8,000.00	6,932.64	0.00	0.00%
2102 7010 70638 State Testing	14,199.95	12,000.00	12,000.00	9,368.44	0.00	0.00%
2102 7010 70639 License Fees	4,117.50	6,000.00	6,000.00	2,325.00	0.00	0.00%
2102 7010 70643 Pump Out Treatment Plant	2,760.00	3,500.00	3,500.00	2,380.00	0.00	0.00%
2102 7010 70645 Sludge Disposal	19,439.62	16,500.00	16,500.00	18,777.18	0.00	0.00%
<b>7010 Pump Station &amp; Treatment Plant</b>	<b>196,473.36</b>	<b>262,500.00</b>	<b>252,500.00</b>	<b>237,554.76</b>	<b>-10,000.00</b>	<b>-3.81%</b>
2102 7011 70636 South Pond - Electricity	1,293.86	3,000.00	5,000.00	8,320.56	2,000.00	66.67%
2102 7011 70637 South Pond - Transfer Pump	0.00	4,000.00	4,000.00	35.77	0.00	0.00%
<b>7011 South Pond Pre-Treatment Bldg</b>	<b>1,293.86</b>	<b>7,000.00</b>	<b>9,000.00</b>	<b>8,356.33</b>	<b>2,000.00</b>	<b>28.57%</b>
2012 7012 70636 Water Tower - Electricity	1,483.93	3,000.00	3,000.00	1,317.91	0.00	0.00%
2102 7012 70643 Water Tower - Maintenance	1,628.19	500.00	500.00	0.00	0.00	0.00%
<b>7012 Water Tower</b>	<b>3,112.12</b>	<b>3,500.00</b>	<b>3,500.00</b>	<b>1,317.91</b>	<b>0.00</b>	<b>0.00%</b>
2102 7013 70644 Gasoline/Oil	1,574.00	2,000.00	2,000.00	1,328.79	0.00	0.00%
2102 7013 70645 Repairs/Maintenance	932.09	4,000.00	4,000.00	78.02	0.00	0.00%
<b>7013 Vehicles</b>	<b>2,506.09</b>	<b>6,000.00</b>	<b>6,000.00</b>	<b>1,406.81</b>	<b>0.00</b>	<b>0.00%</b>
2102 7020 70651 Clamps	8,146.72	1,500.00	2,000.00	2,344.32	500.00	33.33%
2102 7020 70652 Pipe	4,208.73	5,500.00	6,000.00	5,181.90	500.00	9.09%

TOWN OF JAMESTOWN - WATER DIVISION

Proposed Budget  
 July 1, 2023 - June 30, 2024  
**DRAFT**

ACCOUNT NUMBER & DESCRIPTION	Actual	BUDGET	PROPOSED	FY22.23 YTD	\$ Change	% Change
	FY21.22 6/30/2022	FY22.23	FY23.24	6.27.23	Prev. Yr.	Prev. Yr.
7020 70653 Backfill & Excavation	0.00	2,000.00	2,000.00	1,390.80	0.00	0.00%
<b>7020 Maintenance &amp; Laterals</b>	<b>12,355.45</b>	<b>9,000.00</b>	<b>10,000.00</b>	<b>8,917.02</b>	1,000.00	11.11%
2102 7030 70661 Service Repairs	6,725.95	10,000.00	10,000.00	10,304.85	0.00	0.00%
2102 7030 70663 New Services	5,074.18	5,000.00	6,000.00	6,356.68	1,000.00	20.00%
<b>7030 Water Division Services</b>	<b>11,800.13</b>	<b>15,000.00</b>	<b>16,000.00</b>	<b>16,661.53</b>	1,000.00	6.67%
2102 7040 70672 Supplies/Expenses	13,683.62	14,000.00	16,000.00	15,485.96	2,000.00	14.29%
<b>7040 Meters</b>	<b>13,683.62</b>	<b>14,000.00</b>	<b>16,000.00</b>	<b>15,485.96</b>	2,000.00	14.29%
2102 7050 70681 Maintenance	1,945.86	8,500.00	8,500.00	0.00	0.00	0.00%
<b>7050 Hydrants</b>	<b>1,945.86</b>	<b>8,500.00</b>	<b>8,500.00</b>	<b>0.00</b>	0.00	0.00%
2102 7060 70923 Billing	4,530.51	6,500.00	6,500.00	2,626.32	0.00	0.00%
2102 7060 70924 Insurance	7,200.00	7,920.00	9,000.00	8,920.00	1,080.00	13.64%
2102 7060 70925 Audit	0.00	3,000.00	3,000.00	0.00	0.00	0.00%
2102 7060 70926 Supplies & Training	7,828.30	6,000.00	7,000.00	9,453.58	1,000.00	16.67%
<b>7030 Administration</b>	<b>19,558.81</b>	<b>23,420.00</b>	<b>25,500.00</b>	<b>20,999.90</b>	2,080.00	8.88%
2102 7070 70350 Principal	3,850.00	434,247.00	367,000.00	3,710.00	-67,247.00	-15.49%
2102 7070 70940 Interest	91,417.33	68,530.00	66,106.00	79,247.35	-2,424.00	-3.54%
Dam Repair (\$550K) P & I	0.00	0.00	27,000.00	0.00	27,000.00	#DIV/0!
Water Tank Painting (\$1.5M) Interest only	0.00	0.00	29,667.00	0.00	29,667.00	#DIV/0!
Membrane Filter (\$265K)	0.00	0.00	0.00	0.00	0.00	#DIV/0!
2102 7070 70300 Transfer to \$6.2 Water Debt	0.00	0.00	0.00	0.00	0.00	#DIV/0!
<b>7070 Debit Service</b>	<b>95,267.33</b>	<b>502,777.00</b>	<b>489,773.00</b>	<b>82,957.35</b>	-13,004.00	-2.59%
7080 70800 Infrastructure Replacement						
Fund/Capital Improvements	0.00	100,000.00	100,000.00	65,987.08	0.00	0.00%
<b>7080 Total</b>	<b>0.00</b>	<b>100,000.00</b>	<b>100,000.00</b>	<b>65,987.08</b>	<b>0.00</b>	<b>0.00%</b>
<b>TOTAL EXPENSES</b>	<b>783,619.44</b>	<b>1,454,393.00</b>	<b>1,456,184.00</b>	<b>877,926.47</b>	1,791.00	0.12%
<b>TOTAL REVENUES</b>	<b>1,396,314.47</b>	<b>1,454,393.00</b>	<b>1,456,184.00</b>	<b>1,375,214.76</b>	1,791.00	0.12%



<u>ACCOUNT NUMBER &amp; DESCRIPTION</u>	FY21.21		FY22.23		<u>\$ Change</u>	<u>% Change</u>
	<u>YTD</u>	<u>BUDGET</u>	<u>PROPOSED</u>	<u>YTD</u>		
	<u>6/30/2022</u>	<u>FY 22.23</u>	<u>FY23.24</u>	<u>6/27/2023</u>	<u>Prev. Yr.</u>	<u>Prev. Yr.</u>
<b>OPERATING REVENUES</b>						
2103 0000 40400 Sewer Line Frontage Assess.	81,199.48	81,389.00	81,389.00	81,225.56	0.00	0.00%
2103 0000 40405 Inspection Fees	150.00	300.00	300.00	225.00	0.00	0.00%
2103 0000 40406 Sewer Use Sales	746,816.72	796,244.00	808,969.00	747,729.64	12,725.00	1.60%
2103 0000 40408 New Service Connect Fees	15,000.00	15,000.00	15,000.00	18,000.00	0.00	0.00%
2103 0000 40414 Dumping Fees	3,465.00	5,000.00	5,000.00	2,300.00	0.00	0.00%
2103 0000 40850 Golf Course Allocation	8,000.00	8,000.00	8,000.00	8,000.00	0.00	0.00%
<b>40100 TOTAL REVENUES</b>	<b>854,631.20</b>	<b>905,933.00</b>	<b>918,658.00</b>	<b>857,480.20</b>	<b>12,725.00</b>	<b>1.40%</b>
<b>OPERATING EXPENSES</b>						
2103 7000 70100 Public Works Director	27,681.87	26,806.00	29,158.00	19,650.22	2,352.00	8.77%
2103 7000 70101 Wastewater Super w/Long	78,884.66	87,415.00	90,038.00	81,055.92	2,623.00	3.00%
2103 7000 70102 Accounting w/Long	46,878.12	48,443.00	48,007.00	45,449.14	-436.00	-0.90%
2103 7000 70103 Asst. Super w/Long	75,914.09	77,905.00	80,243.00	72,251.67	2,338.00	3.00%
2103 7000 70104 Plant Operator w/Long	70,749.52	68,678.00	70,738.00	67,441.98	2,060.00	3.00%
2103 7000 70111 Sewer - Temp Labor	0.00	0.00	0.00	0.00	0.00	#DIV/0!
2103 7000 70511 Wastewater Super OT	16,843.59	13,000.00	13,000.00	8,985.92	0.00	0.00%
2103 7000 70513 Asst. Superintendent OT	14,507.63	13,000.00	13,000.00	12,310.80	0.00	0.00%
2103 7000 70514 Plant Operator OT	3,542.79	10,000.00	13,000.00	6,779.85	3,000.00	30.00%
<b>7000 Salaries</b>	<b>335,002.27</b>	<b>345,247.00</b>	<b>357,184.00</b>	<b>313,925.50</b>	<b>11,937.00</b>	<b>3.46%</b>
2103 7000 70900 Social Security	22,304.91	26,550.00	27,462.00	21,316.22	912.00	3.44%
2103 7000 70901 Health & Dental	49,351.86	49,500.00	51,602.00	40,500.00	0.00	4.25%
2103 7000 70902 Worker's Compensation	8,000.00	8,000.00	8,000.00	8,000.00	0.00	0.00%
2103 7000 70904 Retirement	29,358.24	38,000.00	42,180.00	26,632.78	4,180.00	11.00%
2103 7000 70906 Life Insurance	685.35	695.00	695.00	640.44	0.00	0.00%
2103 7000 70336 Clothing Allowance	1,760.95	1,500.00	1,500.00	332.31	0.00	0.00%
2103 7000 70335 License Fees	1,800.00	1,800.00	1,800.00	1,800.00	0.00	0.00%
<b>7000 Benefits</b>	<b>113,261.31</b>	<b>126,045.00</b>	<b>133,239.00</b>	<b>99,221.75</b>	<b>7,194.00</b>	<b>5.71%</b>
<b>7000 TOTAL SALARY &amp; BENEFITS</b>	<b>448,263.58</b>	<b>471,292.00</b>	<b>490,423.00</b>	<b>413,147.25</b>	<b>19,131.00</b>	<b>4.06%</b>
2103 7002 70001 Power - Electricity	43,309.78	60,000.00	55,000.00	35,677.37	-5,000.00	-8.33%
2103 7002 70002 Chemicals	0.00	3,000.00	3,000.00	978.50	0.00	0.00%
2103 7002 70003 Heat	13,047.67	20,000.00	15,000.00	11,573.15	-5,000.00	-25.00%
2103 7002 70004 Water	2,121.28	2,000.00	2,000.00	956.92	0.00	0.00%
2103 7002 70005 Chlorine	8,832.29	10,000.00	10,000.00	6,914.11	0.00	0.00%
2103 7002 70006 Equipment Maintenance	41,255.77	30,000.00	35,000.00	27,536.06	5,000.00	16.67%
2103 7002 70007 Misc Supplies, Office Cleaning	4,365.77	10,000.00	10,000.00	7,975.83	0.00	0.00%
2103 7002 70008 Laboratory Supplies	2,820.77	5,500.00	4,000.00	1,770.91	-1,500.00	-27.27%
2103 7002 70009 Telephone	438.46	2,200.00	1,000.00	374.52	-1,200.00	-54.55%
2103 7002 70010 Alarm Lines	7,282.42	7,500.00	7,500.00	5,246.44	0.00	0.00%
2103 7002 70011 Sludge Composting	48,017.36	50,000.00	50,000.00	28,626.60	0.00	0.00%
2103 7002 70012 Truck Operation & Main.	1,181.38	2,000.00	2,000.00	1,762.66	0.00	0.00%
2103 7002 70013 Gas - Truck	1,879.10	3,500.00	3,500.00	1,447.85	0.00	0.00%
2103 7002 70014 State Mandated Testing	29,911.39	28,500.00	30,000.00	27,435.32	1,500.00	5.26%
2103 7002 70201 Professional Services - Legal	0.00	2,500.00	2,500.00	0.00	0.00	0.00%
2103 7002 70315 Training	479.95	1,000.00	1,000.00	70.00	0.00	0.00%
2103 7002 70600 Professional Services	2,000.00	2,000.00	2,000.00	0.00	0.00	0.00%
<b>7002 Wastewater Treatment Facility</b>	<b>206,943.39</b>	<b>239,700.00</b>	<b>233,500.00</b>	<b>158,346.24</b>	<b>-6,200.00</b>	<b>-2.59%</b>
2103 7003 70017 Pumping Station #3 (W Ferry)	4,467.04	7,500.00	6,000.00	3,242.77	-1,500.00	-20.00%
2103 7003 70018 Pumping Station #1 (Bayview)	22,661.84	37,000.00	30,000.00	19,064.38	-7,000.00	-18.92%
2103 7003 70019 Pumping Station #2 (Hamilton)	10,606.49	16,000.00	12,000.00	8,437.06	-4,000.00	-25.00%
2103 7003 70020 Pumping Station #4 (Maple)	725.87	1,000.00	1,000.00	318.23	0.00	0.00%
<b>7003 Pumping Stations</b>	<b>38,461.24</b>	<b>61,500.00</b>	<b>49,000.00</b>	<b>31,062.44</b>	<b>-12,500.00</b>	<b>-20.33%</b>
2103 7004 70598 Equipment Insurance	4,000.00	4,000.00	7,000.00	7,000.00	3,000.00	75.00%
<b>7004 Insurance</b>	<b>4,000.00</b>	<b>4,000.00</b>	<b>7,000.00</b>	<b>7,000.00</b>	<b>3,000.00</b>	<b>75.00%</b>
2103 7005 70021 Maintenance Sewer Mains	8,367.20	12,000.00	12,000.00	4,100.00	0.00	0.00%
2103 7005 70xxx Jet Vac Truck Lease	40,401.20	39,225.00	0.00	0.00	-39,225.00	-100.00%
2103 7005 70xxx Sewer Truck	0.00	8,216.00	8,110.00	0.00	-106.00	-1.29%
2103 7005 70xxx Slip Lining	0.00	0.00	38,625.00	0.00	38,625.00	#DIV/0!
2103 7005 70xxx Pump Station	0.00	0.00	0.00	0.00	0.00	#DIV/0!
2103 7005 70605 West Ferry Extension Notes	0.00	0.00	0.00	0.00	0.00	#DIV/0!
<b>7005 Sanitary Sewers, Laterals &amp; Mains</b>	<b>48,768.40</b>	<b>59,441.00</b>	<b>58,735.00</b>	<b>4,100.00</b>	<b>-706.00</b>	<b>-1.19%</b>
<b>7081 70801 Capital Expense</b>	<b>0.00</b>	<b>70,000.00</b>	<b>80,000.00</b>	<b>218,629.89</b>	<b>10,000.00</b>	<b>14.29%</b>
<b>TOTAL EXPENSES</b>	<b>746,436.61</b>	<b>905,933.00</b>	<b>918,658.00</b>	<b>832,285.82</b>	<b>12,725.00</b>	<b>1.40%</b>



# PUBLIC HEARING NOTICE

## TOWN OF JAMESTOWN

Notice is hereby given that the Town Council of the Town of Jamestown will conduct a public hearing on the 11th day of July, 2023 at 6:30 p.m. at the Jamestown Town Hall, 93 Narragansett Avenue on the following proposed amendment to the Code of Ordinances regarding **Chapter 14 – Buildings and Buildings Regulation**. Opportunity shall be given to all persons interested to be heard upon the matter at the public hearing. The following proposed ordinance amendment is under consideration and may be adopted and/or altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any alteration or amendment must be presented for comment in the course of the public hearing. The proposed amendment is available for review at the Town Clerk's Office between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, excluding Holidays and at [www.Jamestownri.gov](http://www.Jamestownri.gov).

**Section 1.** The Town Council of the Town of Jamestown does hereby resolve that the Jamestown Code Of Ordinances, **Chapter 14 – Buildings and Buildings Regulation**, as the same may have been heretofore amended, is hereby amended by changing the text of the Chapter, as follows:

NOTE: words set as ~~strickthrough~~ are to be deleted from the ordinance; words underlined are to be added to the ordinance.

See Exhibit A, attached hereto and incorporated herein by reference. NOTE: amendments to the terms and conditions set forth at Exhibit A may be made based on comments received during the public hearing.

**Section 2.** The Town Clerk is hereby authorized to cause said changes to be made to Chapter 70 of the Town of Jamestown's Code of Ordinances.

**Section 3.** This Ordinance shall take effect upon its passage.

### Exhibit A

Chapter 14 – BUILDINGS AND BUILDING REGULATIONS

ARTICLE V. – SHORT TERM RENTALS

#### **Sec. 14-80. - Findings.**

a) Short-term residential rentals, which is defined as residential rental tenancies of less than 30 days duration, occurs in many residential areas of the Town. Jamestown recognizes the growing trend by the homeownership public to provide accommodations in their homes to travelers. The provision of such type of housing accommodations can be beneficial under certain circumstances and, if properly regulated, provide a means of assisting property owners to keep their properties in good order and repair which, in turn, assists in stabilizing home ownership, maintaining property values, and strengthening the economy of Jamestown. This trend to engage in short-term rentals has also been expanded to include absentee owner-investors.

b) Simultaneously, Jamestown is mindful of the potential negative impacts short-term rental activity ~~has~~ may have on well-established residential neighborhoods. The seasonal (primarily summer) rental market has been transformed into short-term rentals, often with tenancies of less than one week in duration, conducted via increasingly anonymous means through the internet. This transformation

is profound in its potential to convert every home on the island into a commercial hotel-like activity without the benefit of community review or appropriate regulation. This trend has also fostered commercial investment to purchase previously single family occupied homes and transformed them into hotel-like rentals in many residential neighborhoods. Unregulated short-term rental activity obliterates the distinctions between residential and commercial uses and zoning districts. It also undermines the Town's Comprehensive Plan, Zoning Ordinance, life and safety codes and the safeguards therein that enable homeowners and residents to know and to predict what land uses are allowed in their neighborhoods and in the dwelling next door.

c) The impact of short-term rentals on long-term rentals and affordable rentals has been negative and significant by replacing such long term and affordable rentals with more lucrative short-term rental opportunities. Lack of availability of long-term and affordable rentals has forced out the younger generation of Town residents to other communities, reducing economic diversity and community volunteers. This resident displacement will continue and may increase if not regulated.

d) Without appropriate controls on the manner, method, location, and operation of short-term rentals, residential neighborhoods stand to be harmed by undue commercialization and disruption. The primary and overarching purpose of a residential neighborhood is first and foremost a residential community, where people live, not a place of transient occupancy or commercial activity. The regulation of short-term rentals, the introduction of requirements, safeguards, and community review, will improve and moderate this land use transformation. Regulation of this activity will serve to help maintain the residential character of neighborhoods.

e) The regulations set forth herein-after strike an appropriate balance by encouraging and strengthening opportunities for home ownership by providing a means of assisting owners of homes in the upkeep of their property, and significantly, by maintaining the residential character of neighborhoods by requiring that short-term rentals, as defined by this ordinance, be operated and located in such a manner as to curb the potential of residential neighborhoods becoming predominantly places for commercial hotel-like rentals and the associated negative externalities.

f) The Constitution of the State of Rhode Island, Article XIII, Section 2, in relevant part, grants to the Town of Jamestown the authority to enact and amend local laws relating to its property, affairs, and government if such local laws are consistent with the Constitution and laws enacted by the General Assembly. This delegation of power includes the police power to enact reasonable legislation to regulate to protect the public health, safety, and welfare.

g) The Town of Jamestown finds that, by application of the regulatory framework contained herein, the short-term rental of dwelling units can have a positive effect on the health, safety, and welfare of the community by providing a flexible housing stock that allows travelers safe accommodations while contributing to the local economy and providing homeowners an opportunity to hold property in difficult economic circumstances or as an investment while balancing these regulations to also protect the integrity of the residential neighborhood from commercialization.

#### **Sec. 14-81. Applicability.**

a) The provisions of this chapter shall apply to all short-term rentals of dwelling units, as defined subsequently, herein, within the Town of Jamestown.

**Sec. 14-82. Definitions.** For this chapter, the following definitions shall apply:

a) Bedroom or Sleeping Accommodation: Any room in a residential structure which is greater than 70 square feet in area, which is susceptible to present or future use as a private sleeping area, which has at least one window and one interior method of entry and egress but excluding closets, shared spaces open to the house, and bathrooms.

b) Dwelling Unit: A structure or portion thereof providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking, and sanitation, and containing a separate means of ingress and egress.

c) Licensing Authority: The Town Council of the Town of Jamestown.

d) Local Representative: A person designated on a registration form filed under this chapter as the person authorized to receive any process, notice or demand required or permitted to be served upon the owner of the premises and required to respond to questions/complaints from tenants, neighbors, and Town staff on a 24/7 basis. A local representative may, but need not, also serve as property manager.

e) Registrar: The Town Clerk.

f) Resident: The record owner of a parcel of real estate who (1) physically resides in the Town for no less than 183 days per year; and (2) has designated a property in the Town as their legal residence for a driver's license, voter registration, State identification card or other suitable form as proof of domicile. ~~A business entity and/or trust is not defined as a resident for the purposes of this ordinance.~~

g) Short-term Rental: The rental, lease, or other contractual arrangement for the occupation of a dwelling unit, or any portion thereof, by a tenant or occupant for residential and/or dwelling purposes, for any period of less than thirty (30) consecutive days. Short-term Rental shall not include duly licensed and permitted hotel, motel, bed and breakfast homes, and community residences.

#### **Sec. 14-83. Registration, inspection, and license required.**

a) Every Short-term Rental unit shall obtain a compliance certificate issued by the Building Official, shall be registered by the record property owner thereof with the Registrar, and shall apply for and be issued a license from the Licensing Authority before any use of the Short-term Rental Unit occurs.

b) Prior to registration and licensing of a Short-term Rental unit, the Short-term Rental unit shall be inspected for a fee by the Building Official or his/her designee and the Jamestown Fire Marshal. Thereafter, the dwelling unit shall be inspected by the Building Official each two (2) years thereafter, and by the Fire Marshal each two (2) years thereafter, to be completed no later than the application period filing of the requisite year. The purpose of the inspection is to determine the occupancy limit of the unit pursuant to Sec 14-87 of this chapter and compliance with the relevant State Building Codes, Fire Codes and

Town Ordinances, including, but not limited to smoke and C.O. detectors are installed and compliance with the State Fire Code for dwelling units and Short-term Rental units and to determine the number of off-street and on-street parking spaces available on site. The Building Official or his/her designee shall issue a Short-term Rental compliance certificate stating that the unit has passed the required inspections and shall state the maximum occupancy for the Short-term Rental and dwelling unit. The Building Official and/or Fire Marshal may conduct an inspection of any Short-term Rental unit upon complaint or for any other proper reason pursuant to the General Laws, applicable regulations and/or Town Ordinances. Failure of the record owner of the Short-term Rental unit to allow inspections shall constitute a violation of this chapter.

c) Any deficiencies found by the Building Official or Fire Marshal must be satisfactorily addressed by the record owner prior to issuance of a compliance certificate or the use or re-use of the Short-term Rental unit; engaging or continuing the Short-term Rental while deficiencies are outstanding shall be a violation of this chapter.

d) A Short-term Rental unit compliance certificate shall expire on December 31st of ~~each the second year after issuance of the compliance certificate~~ and must be renewed by the holder, unless revoked, rescinded and/or returned. The first two-year inspection period will be for the license year beginning 2024 and all inspections thereafter shall follow that inspection period. Any mid-term inspection-license due to transfer of property per Section 14-85 shall hereafter follow the compliance schedule as stated in this ordinance. Any Short-term Rental compliance certificate issued prior to December 31st of any year shall thereafter expire and require renewal annually prior to December 31st of the year issued.

#### **Sec. 14-84. Compliance certificate, registration and license forms.**

a) The Short-term Rental unit compliance certificate form shall be prepared and issued by the Building Official, who is hereby authorized to require such relevant and appropriate information as deemed necessary to constitute compliance with the relevant provisions of this ordinance for the issuance of such certificate.

b) The rental registration form shall be developed by the Registrar's office and, at a minimum, shall indicate the Tax Assessor's plat and lot number, address of the rental dwelling and Short-term Rental unit, the number of Short-term Rental units therein, the maximum occupancy, the name, permanent mailing address, email address, and telephone number of the record owner and of his or her registered local representative, if different than the owner. Copies of the registration form, with 24 hours, 7 days a week contact information for the record owner and, if applicable, the local representative, will be held on file by the Registrar.

c) The Short-term Rental unit license form shall be prepared and issued by the Registrar's office, who is hereby authorized to require such relevant and appropriate information as deemed necessary to constitute compliance with the relevant provisions of this ordinance for the issuance of a license by the Licensing Authority.

#### **Sec. 14-85. Filing date; term.**

a) On or before October 1 of each



# PUBLIC HEARING NOTICE

## TOWN OF JAMESTOWN

Notice is hereby given that the Town Council of the Town of Jamestown will conduct a public hearing on the 11th day of July, 2023, at 6:30 p.m. at the Jamestown Town Hall, 93 Naragansett Avenue on the following proposed amendment to the Code of Ordinances regarding **Chapter 70- Article II Section 25-Notice of violation; admission of truth and payment of fines at police station; amounts, and Chapter 70-Article IV Section 87, Prohibited or Restricted Parking on Specified Streets.** Opportunity shall be given to all persons interested to be heard upon the matter at the public hearing. The following proposed ordinance amendment is under consideration and may be adopted and/or altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any alteration or amendment must be presented for comment in the course of the public hearing. The proposed amendment is available for review at the Town Clerk's Office between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, excluding Holidays and at [www.Jamestownri.gov](http://www.Jamestownri.gov).

**Section 1.** The Town Council of the Town of Jamestown does hereby resolve that the Jamestown Code of Ordinances, **Chapter 70-Article II Section 25, Notice of violation; admission of truth and payment of fines at police station; amounts, and Chapter 70-Article IV Section 87, Prohibited or Restricted Parking on Specified Streets.** As the same may have been heretofore amended, is hereby amended by

changing the text of the Chapter, as follows:

NOTE: words set as ~~strike-through~~ are to be deleted from the ordinance; words underlined are to be added to the ordinance.

See Exhibit A, attached hereto and incorporated herein by reference. NOTE: amendments to the terms and conditions set forth at Exhibit A may be made based on comments received during the public hearing.

**Section 2.** The Town Clerk is hereby authorized to cause said changes to be made to Chapter 70 of the Town of Jamestown's Code of Ordinances.

**Section 3.** This Ordinance shall take effect upon its passage.

### EXHIBIT A

#### Chapter 70 Traffic and Vehicles

#### Article II

#### **Sec. 70-25. ADMINISTRATION AND ENFORCEMENT**

The owner or operator of a vehicle who is issued a parking ticket indicating that said vehicle has been parked in violation of a provision of this Code relating to traffic shall, within the ~~fourteen~~ thirty days specified, pay to the Police Department such fines as this Code establishes for such offenses, and the Police Department is hereby designated for the purpose of collecting such parking fines. ~~In the event such offender neglects or refuses to dispose of such charge within the fourteen day period, he or she shall be summoned before~~

~~the Rhode Island Traffic Tribunal for adjudication of such violation and such offender shall be subject to the full penalties provided for violation of this Code.~~

The fine shall be \$25.00 for parking over the posted time, \$85.00 for parking within eight feet of a fire hydrant, \$100.00 for parking within an area designated as handicap parking and \$35.00 for all other offenses.

If an appeal or payment is not made within 30 days, the fine shall be doubled.

~~Five~~ Seven dollars of every parking fine shall be placed in a segregated account maintained by the finance department. This account shall be maintained exclusively for the purpose of establishing, ~~and~~ maintaining, and managing municipal parking.

#### Article IV

#### **Sec. 70-87. - PROHIBITED OR RESTRICTED PARKING ON SPECIFIED STREETS.**

Douglas- no parking on the west side from Utility Pole 3 to the intersection with Swinburne

Seaside Drive, no parking on either side from Hull Street north to Spindrift Street. No parking even numbered side. No parking on the east side from Utility Pole 69 to the intersection with Capstan Street





Jamestown  
City or Town

State of Rhode Island

*Board of Licensing Commissioners*

Application for License by Corporation, Independent or Caterer

Retailer Class:

F X (beer/wine) -or- F1 \_\_\_\_\_ (full bar)  
Liability Insurance Policy **MUST** accompany this form upon submission\*

Date of Event: 7/13/23 Hours of Event: 6-8 pm  
Location of Event: 18 Valley St, Jamestown, RI, 02835

Name of Applicant: Jamestown Arts Center  
DBA: same Applicants Phone #: 401-560-0979

Address of Applicant: 18 Valley St, Jamestown, RI

Does applicant have a draft system? YES -or- NO  
Will Food be provided? YES -or- NO *If yes, you must contact the R.I. Department of Health*

Will Entertainment be provided? YES -or- NO

Has an Entertainment License been requested and/or applied for? YES -or- NO

Does Applicant Own Premise? YES -or- NO Is Property Mortgaged? YES -or- NO

Is Property Leased? YES -or- NO Is Property Town Owned? YES -or- NO

\*\*\*\*\*

Name Address, Phone # and Date of Birth of all Corporation Officers: See attached

President: \_\_\_\_\_ Vice President: \_\_\_\_\_

Secretary: \_\_\_\_\_ Treasurer: \_\_\_\_\_

Classes of Stock: (attach additional sheet if necessary) W/A

Amount of Each Authorized: \_\_\_\_\_ Amount of Each Issued: \_\_\_\_\_

Names and Addresses of All Registered Owners of Each Class and Amount Owned:  
\_\_\_\_\_  
\_\_\_\_\_

If any of the above stock is hypothecated or pledged provide details:  
\_\_\_\_\_

If application is on behalf of undisclosed principal or party in interest, give details:

W/A

Have any Officers, Board Members or Stockholders ever been arrested or convicted of a crime? YES -or-  NO (if Yes explain): \_\_\_\_\_

Is any other business to be carried on in Licensed Premises? YES -or-  NO (if Yes explain): \_\_\_\_\_

Is any Officer, Board Member or Stockholder engaged in any manner as a Law Enforcement Officer? YES -or-  NO (if Yes explain): \_\_\_\_\_

Is Applicant or any of its Officers, Board Members or Stockholders interested directly or indirectly, as principle or associate, or in any manner whatsoever, in any retail license issued under Chapter 3-7 of the General Laws of Rhode Island, 1956, as amended? If yes, explain. NO

Is Applicant the owner or operator of any other business? YES -or-  NO If yes, explain: \_\_\_\_\_

State amount of capital invested in the business: W/A

\*\*\*\*\*

I hereby certify that the above statements are true to the best of my knowledge and belief.

[Signature]  
Applicant

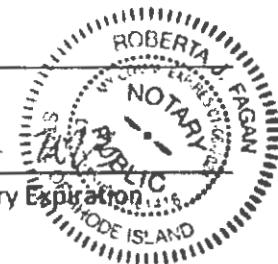
6/27/2023  
Date

\_\_\_\_\_  
Corporation Owner/Caterer

\_\_\_\_\_  
Date

[Signature]  
Witness of Licensing Board or Notary Public

June 27, 2023  
Date of Witness or Notary



**Instructions for Corporation Applicants**

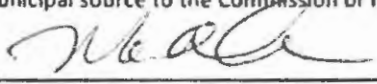
1. Every question on the Application Form must be answered. Any false statement made by the Applicant will be sufficient grounds for the denial of the application or the revocation of the license in case one has been granted.
2. Corporations having 25 or more stockholders need not file a list of the names and addresses of stockholders (question #8).
3. Attention is called to the requirements of the 1963 amendment of Section 3-5-10 of the General Laws.
  - a. All newly elected officers or directors must be reported to the Board of License Commissioners within 30 days.
  - b. Any acquisition by any person of more than 10% of any class of corporate stock must be reported within 30 days.
  - c. Any transfer of 50% or more of any class of corporate stock can be made only by written application to the licensing board subject to the procedures for a transfer license.

(Copy Shall Be Forwarded To Liquor Control Administration By Town Clerk)

**Town of Jamestown, Rhode Island**  
**Board of License Commissioners**  
**Alcoholic Beverage License Application**

As part of the application process for a liquor license in the Town of Jamestown, the Alcoholic Beverage Licensing Commission of said town conducts an investigation to determine if the applicant has ever been convicted of any crime in this state or any other state. The applicant acknowledges the same, and consents to the investigation by the Commission or its designee, including the Jamestown Police Department, and the release of any information relating to a past criminal conviction of the applicant by any federal, state or municipal source to the Commission or its designee.

**Signature of Applicant:** \_\_\_\_\_



**Certificate of Liability Insurance:** \_\_\_\_\_

**F License Fee (Beer/Wine): \$15.00**

**Date Paid:** \_\_\_\_\_

**F1 License Fee (Full): \$35.00**

**Date Paid:** \_\_\_\_\_

*Approval: Please Sign and Date*

**Chief of Police:** \_\_\_\_\_

**Fire Chief:** \_\_\_\_\_

**Zoning Official:** \_\_\_\_\_

**Water & Sewer Clerk:** \_\_\_\_\_

**Tax Collector:** \_\_\_\_\_

This application has been **GRANTED/DENIED** by the Jamestown Town Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for the day of the event to be held on: \_\_\_\_\_ ;

**Location:** \_\_\_\_\_

**Issued:** \_\_\_\_\_

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk

***Please keep this license on hand for the duration of the event***

Jamestown  
City or Town

State of Rhode Island

*Board of Licensing Commissioners*

Application for License by Corporation, Independent or Caterer

Retailer Class:

F X (beer/wine) -or- F1 \_\_\_\_\_ (full bar)  
*Liability Insurance Policy MUST accompany this form upon submission\**

Date of Event: 9/8/23 Hours of Event: 5:30-7:30

Location of Event: 18 Valley St, Jamestown, RI 02835

Name of Applicant: Jamestown Arts Center

DBA: SAME Applicants Phone #: 401-560-0979

Address of Applicant: 18 valley st, Jamestown, RI 02835

Does applicant have a draft system? YES -or- NO

Will Food be provided? YES -or- NO *If yes, you must contact the R.I. Department of Health*

Will Entertainment be provided? YES -or- NO

Has an Entertainment License been requested and/or applied for? YES -or- NO

Does Applicant Own Premise? YES -or- NO Is Property Mortgaged? YES -or- NO

Is Property Leased? YES -or- NO Is Property Town Owned? YES -or- NO

\*\*\*\*\*

Name Address, Phone # and Date of Birth of all Corporation Officers: See Attached

President: \_\_\_\_\_ Vice President: \_\_\_\_\_

Secretary: \_\_\_\_\_ Treasurer: \_\_\_\_\_

Classes of Stock: (attach additional sheet if necessary) N/A

Amount of Each Authorized: \_\_\_\_\_ Amount of Each Issued: \_\_\_\_\_

Names and Addresses of All Registered Owners of Each Class and Amount Owned:  
\_\_\_\_\_  
\_\_\_\_\_

If any of the above stock is hypothecated or pledged provide details:  
\_\_\_\_\_

If application is on behalf of undisclosed principal or party in interest, give details:

W/A

Have any Officers, Board Members or Stockholders ever been arrested or convicted of a crime? YES -or-  NO (if Yes explain): \_\_\_\_\_

Is any other business to be carried on in Licensed Premises? YES -or- NO (if Yes explain): \_\_\_\_\_

Is any Officer, Board Member or Stockholder engaged in any manner as a Law Enforcement Officer? YES -or-  NO (if Yes explain): \_\_\_\_\_

Is Applicant or any of its Officers, Board Members or Stockholders interested directly or indirectly, as principle or associate, or in any manner whatsoever, in any retail license issued under Chapter 3-7 of the General Laws of Rhode Island, 1956, as amended? If yes, explain.

Is Applicant the owner or operator of any other business? YES -or-  NO If yes, explain:

State amount of capital invested in the business: W/A

\*\*\*\*\*

I hereby certify that the above statements are true to the best of my knowledge and belief.

Maicol  
Applicant

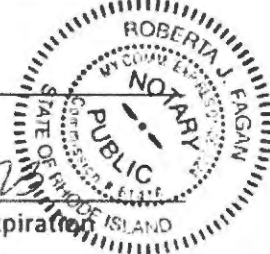
4/21/2023  
Date

\_\_\_\_\_  
Corporation Owner/Caterer

\_\_\_\_\_  
Date

Roberta F. Fudge  
Witness of Licensing Board or Notary Public

June 27, 2023  
Date of Witness or Notary Expiration




**Instructions for Corporation Applicants**

1. Every question on the Application Form must be answered. Any false statement made by the Applicant will be sufficient grounds for the denial of the application or the revocation of the license in case one has been granted.
2. Corporations having 25 or more stockholders need not file a list of the names and addresses of stockholders (question #8).
3. Attention is called to the requirements of the 1963 amendment of Section 3-5-10 of the General Laws.
  - a. All newly elected officers or directors must be reported to the Board of License Commissioners within 30 days.
  - b. Any acquisition by any person of more than 10% of any class of corporate stock must be reported within 30 days.
  - c. Any transfer of 50% or more of any class of corporate stock can be made only by written application to the licensing board subject to the procedures for a transfer license.

*(Copy Shall Be Forwarded To Liquor Control Administration By Town Clerk)*

**Town of Jamestown, Rhode Island  
Board of License Commissioners  
Alcoholic Beverage License Application**

As part of the application process for a liquor license in the Town of Jamestown, the Alcoholic Beverage Licensing Commission of said town conducts an investigation to determine if the applicant has ever been convicted of any crime in this state or any other state. The applicant acknowledges the same, and consents to the investigation by the Commission or its designee, including the Jamestown Police Department, and the release of any information relating to a past criminal conviction of the applicant by any federal, state or municipal source to the Commission or its designee.

Signature of Applicant: 

Certificate of Liability Insurance: \_\_\_\_\_

F License Fee (Beer/Wine): \$15.00

Date Paid: \_\_\_\_\_

F1 License Fee (Full): \$35.00

Date Paid: \_\_\_\_\_

*Approval: Please Sign and Date*

Chief of Police: \_\_\_\_\_

Fire Chief: \_\_\_\_\_

Zoning Official: \_\_\_\_\_

Water & Sewer Clerk: \_\_\_\_\_

Tax Collector: \_\_\_\_\_

This application has been **GRANTED/DENIED** by the Jamestown Town Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for the day of the event to be held on: \_\_\_\_\_;

Location: \_\_\_\_\_

Issued: \_\_\_\_\_

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk

***Please keep this license on hand for the duration of the event***

Jamestown  
City or Town

State of Rhode Island

Board of Licensing Commissioners

Application for License by Corporation, Independent or Caterer

Retailer Class:

F  (beer/wine) -or- F1 \_\_\_\_\_ (full bar)  
Liability Insurance Policy **MUST** accompany this form upon submission\*

Date of Event: 7/20/23 Hours of Event: 5pm - 8pm  
redate: 7/27/23 JG/RF  
Location of Event: \_\_\_\_\_

Name of Applicant: Jamestown Chamber of Commerce  
DBA: \_\_\_\_\_ Applicants Phone #: (401) 423-3660  
Address of Applicant: P.O. Box 35, Jamestown, R-I 02835

Does applicant have a draft system? YES -or-  NO  
Will Food be provided?  YES -or- NO If yes, you must contact the R.I. Department of Health  
Will Entertainment be provided?  YES -or- NO  
Has an Entertainment License been requested and/or applied for?  YES -or- NO  
Does Applicant Own Premise? YES -or-  NO Is Property Mortgaged? YES -or-  NO  
Is Property Leased? YES -or-  NO Is Property Town Owned? YES -or-  NO

\*\*\*\*\*

Name Address, Phone # and Date of Birth of all Corporation Officers:  
President: William Piva 6/30/63 Vice President: William Tuttle 8/15/17 <sup>401-524-9359</sup>  
Secretary: Rebecca Drza Treasurer: Cathleen Staley

Classes of Stock: (attach additional sheet if necessary)  
Amount of Each Authorized: N/A Amount of Each Issued: \_\_\_\_\_

Names and Addresses of All Registered Owners of Each Class and Amount Owned:  
\_\_\_\_\_  
\_\_\_\_\_

If any of the above stock is hypothecated or pledged provide details:  
\_\_\_\_\_



If application is on behalf of undisclosed principal or party in interest, give details:

Have any Officers, Board Members or Stockholders ever been arrested or convicted of a crime? YES -or- NO (if Yes explain): \_\_\_\_\_

Is any other business to be carried on in Licensed Premises? YES -or- NO  
(if Yes explain): \_\_\_\_\_

Is any Officer, Board Member or Stockholder engaged in any manner as a Law Enforcement Officer? YES -or- NO (if Yes explain): \_\_\_\_\_

Is Applicant or any of its Officers, Board Members or Stockholders interested directly or indirectly, as principle or associate, or in any manner whatsoever, in any retail license issued under Chapter 3-7 of the General Laws of Rhode Island, 1956, as amended?  
If yes, explain.

Is Applicant the owner or operator of any other business? YES -or- NO If yes, explain:

State amount of capital invested in the business: \_\_\_\_\_

\*\*\*\*\*

I hereby certify that the above statements are true to the best of my knowledge and belief.

Jean Glesker  
Applicant

6/26/23  
Date

\_\_\_\_\_  
Corporation Owner/Caterer

\_\_\_\_\_  
Date

Dawn Mann  
Witness of Licensing Board or Notary Public

6/26/23  
Date of Witness or Notary Expiration

**Instructions for Corporation Applicants**

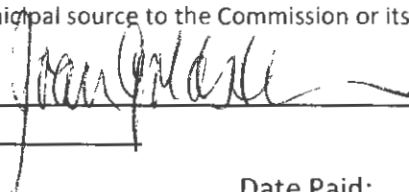
1. Every question on the Application Form must be answered. Any false statement made by the Applicant will be sufficient grounds for the denial of the application or the revocation of the license in case one has been granted.
2. Corporations having 25 or more stockholders need not file a list of the names and addresses of stockholders (question #8).
3. Attention is called to the requirements of the 1963 amendment of Section 3-5-10 of the General Laws.
  - a. All newly elected officers or directors must be reported to the Board of License Commissioners within 30 days.
  - b. Any acquisition by any person of more than 10% of any class of corporate stock must be reported within 30 days.
  - c. Any transfer of 50% or more of any class of corporate stock can be made only by written application to the licensing board subject to the procedures for a transfer license.

(Copy Shall Be Forwarded To Liquor Control Administration By Town Clerk)

**Town of Jamestown, Rhode Island**  
**Board of License Commissioners**  
**Alcoholic Beverage License Application**

As part of the application process for a liquor license in the Town of Jamestown, the Alcoholic Beverage Licensing Commission of said town conducts an investigation to determine if the applicant has ever been convicted of any crime in this state or any other state. The applicant acknowledges the same, and consents to the investigation by the Commission or its designee, including the Jamestown Police Department, and the release of any information relating to a past criminal conviction of the applicant by any federal, state or municipal source to the Commission or its designee.

Signature of Applicant: \_\_\_\_\_



Certificate of Liability Insurance: \_\_\_\_\_

F License Fee (Beer/Wine): \$15.00

Date Paid: \_\_\_\_\_

F1 License Fee (Full): \$35.00

Date Paid: \_\_\_\_\_

*Approval: Please Sign and Date*

Chief of Police: \_\_\_\_\_

Fire Chief: \_\_\_\_\_

Zoning Official: \_\_\_\_\_

Water & Sewer Clerk: \_\_\_\_\_

Tax Collector: \_\_\_\_\_

This application has been **GRANTED/DENIED** by the Jamestown Town Council at a meeting held on the 11 day of July, 2023 for the day of the event to be held on: 7/20/23 vandate 7/21/23

Location: Dutch Harbor Marina

Issued: \_\_\_\_\_

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk

***Please keep this license on hand for the duration of the event***

Jainestown  
City or Town

State of Rhode Island

*Board of Licensing Commissioners*

Application for License by Corporation, Independent or Caterer

Retailer Class:

F X (beer/wine) -or- F1 \_\_\_\_\_ (full bar)  
Liability Insurance Policy **MUST** accompany this form upon submission\*

Date of Event: July-20-2013 Hours of Event: 5:30-7:30

Location of Event: 11 Clinton Ave

Name of Applicant: Cassey Weibust

DBA: Out of the Box Applicants Phone #: [REDACTED]

Address of Applicant: [REDACTED] 32

Will Entertainment be provided? YES -or- NO

Has an Entertainment License been requested and/or applied for? YES -or- NO

Does Applicant Own Premise? YES -or- (NO) Is Property Mortgaged? (YES) -or- NO

Is Property Leased? (YES) -or- NO Is Property Town Owned? YES -or- (NO)

\*\*\*\*\*

Name Address, Phone # and Date of Birth of all Corporation Officers:

President: \_\_\_\_\_ Vice President: \_\_\_\_\_

Secretary: \_\_\_\_\_ Treasurer: \_\_\_\_\_

*See attached*

Classes of Stock: (attach additional sheet if necessary)

Amount of Each Authorized: \_\_\_\_\_ Amount of Each Issued: \_\_\_\_\_

Names and Addresses of All Registered Owners of Each Class and Amount Owned:

\_\_\_\_\_  
\_\_\_\_\_

If any of the above stock is hypothecated or pledged provide details:

\_\_\_\_\_

If application is on behalf of undisclosed principal or party in interest, give details:

\_\_\_\_\_

Have any Officers, Board Members or Stockholders ever been arrested or convicted of a crime? YES -or- NO (if Yes explain): \_\_\_\_\_

Is any other business to be carried on in Licensed Premises? YES -or- NO (if Yes explain): \_\_\_\_\_

Is any Officer, Board Member or Stockholder engaged in any manner as a Law Enforcement Officer? YES -or- NO (if Yes explain): \_\_\_\_\_

Is Applicant or any of its Officers, Board Members or Stockholders interested directly or indirectly, as principle or associate, or in any manner whatsoever, in any retail license issued under Chapter 3-7 of the General Laws of Rhode Island, 1956, as amended? If yes, explain.

Is Applicant the owner or operator of any other business? YES -or- NO If yes, explain:

State amount of capital Invested in the business: \_\_\_\_\_

\*\*\*\*\*

I hereby certify that the above statements are true to the best of my knowledge and belief.

[Signature]  
Applicant

6/28/23  
Date

[Signature]  
Corporation Owner/Caterer

7/3/23 (CW)  
Date

KEITH J. FORD  
Notary Public, State of Rhode Island  
My Commission Expires 4/14/2024

Witness of Licensing Board or Notary Public Date of Witness or Notary Expiration

**Instructions for Corporation Applicants**

[Signature] 1. 1603

1. Every question on the Application Form must be answered. Any false statement made by the Applicant will be sufficient grounds for the denial of the application or the revocation of the license in case one has been granted.
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3. Attention is called to the requirements of the 1963 amendment of Section 3-5-10 of the General Laws.
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  - c. Any transfer of 50% or more of any class of corporate stock can be made only by written application to the licensing board subject to the procedures for a transfer license.

(Copy Shall Be Forwarded To Liquor Control Administration By Town Clerk)

Town of Jamestown, Rhode Island  
Board of License Commissioners  
Alcoholic Beverage License Application

As part of the application process for a liquor license in the Town of Jamestown, the Alcoholic Beverage Licensing Commission of said town conducts an investigation to determine if the applicant has ever been convicted of any crime in this state or any other state. The applicant acknowledges the same, and consents to the investigation by the Commission or its designee, including the Jamestown Police Department, and the release of any information relating to a past criminal conviction of the applicant by any federal, state or municipal source to the Commission or its designee.

Signature of Applicant: Carlyne  
For Office Use Only

Certificate of Liability Insurance: \_\_\_\_\_

F License Fee (Beer/Wine): \$15.00

Date Paid: \_\_\_\_\_

F1 License Fee (Full): \$35.00

Date Paid: \_\_\_\_\_

Approval: Please Sign & Date

Chief of Police: \_\_\_\_\_

Fire Chief: \_\_\_\_\_

Zoning Official: \_\_\_\_\_

Water & Sewer Clerk: \_\_\_\_\_

Tax Collector: \_\_\_\_\_

Public Works Director: \_\_\_\_\_

This application has been GRANTED/DENIED by the Jamestown Town Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for the day of the event to be held on: \_\_\_\_\_;

Location: \_\_\_\_\_

Issued: \_\_\_\_\_

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk

**Please keep this license on hand for the duration of the event**



# TOWN OF JAMESTOWN

## One Day Event/Entertainment Application

**\$5.00 Application Fee**

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)  
Chamber social event

Name of Event: (if applicable) Annual Weenie Roast

Date of Event: 7/20/23 rindate 7/27/23 Hours of Event: 5pm - 8pm

Location of Event: Dutch Harbor Marina Number of people attending: approx. 60

Name of Applicant/ Business: Jamestown Chamber of Commerce

Mailing Address: P.O. Box 35 Business Phone #: 423-3650

Jamestown RI 02835 Email Address: village@jamestownri.com

Contact Person: Joan Goldstein Phone Number: [REDACTED]

List the type of entertainment being requested, if applicable (Band, DJ, etc.) musical trio

Who will the event benefit? Village Businesses, Community organizations

Type of Operation: (Private, State Sponsored, Non-Profit): Non-profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): \_\_\_\_\_

If the applicant is a Non-Profit organization, is it registered with the State?  Yes  No

RI Tax ID #: [REDACTED] Non-Profit ID #: [REDACTED]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50  
*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? \_\_\_\_\_

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided  Yes  No

Will traffic control be needed? no  Yes  No  
*If yes, Please contact the Jamestown Police Department*

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance:  Yes  No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: Joan Goldstein

Please attend the Town Council meeting on the 11 day of July, 20 23 for Council review.

252 Narragansett Ave.  
Jamestown, RI 02835



Phone: (401) 423-0630

Fax: (401) 423-3834

Dutch Harbor Boat Yard

TPG Dutch Harbor Boatyard

252 Narragansett Ave

Jamestown, RI 02835

June 20, 2022

Jamestown Chamber of Commerce

[Village@jamestownrichamber.com](mailto:Village@jamestownrichamber.com)

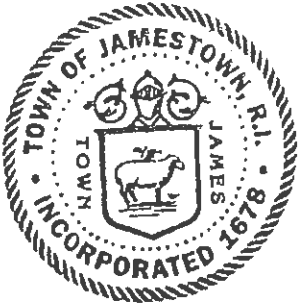
The Chamber of Commerce has permission to use the Dutch Harbor property to host the annual sunset Weenie Roast on July 20<sup>th</sup> 2023 with a rain date of July 27<sup>th</sup> 2023.

Thank you,

Hayley Fraser

A handwritten signature in black ink, appearing to read "Hayley Fraser", is written over the printed name.

General Manager



# TOWN OF JAMESTOWN

## One Day Event/Entertainment Application

**\$5.00 Application Fee**

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)

Name of Event: (If applicable) Peripheral Visions

Date of Event: July - 20 - 2023 Hours of Event: 530 - 730

Location of Event: Out of the Box Studio/Gallery 11 Clinton Ave Jamestown RI Number of people attending: 30 (approx)

Name of Applicant/ Business: Out of the Box Studio & Gallery

Mailing Address: PO Box 263 Business Phone #: \_\_\_\_\_

11 Clinton Ave Jamestown RI Email Address: CW@outoftheboxstudio.com

Contact Person: Cassey Weir Phone Number: 401-433-4336

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Who will the event benefit? Community

Type of Operation: (Private, State Sponsored, Non-Profit): Non profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): N/A

If the applicant is a Non-Profit organization, is it registered with the State? Yes No

RI Tax ID #: \_\_\_\_\_ Non-Profit ID #: \_\_\_\_\_

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? \_\_\_\_\_

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided Yes No

Will traffic control be needed? Yes No

If yes, Please contact the Jamestown Police Department

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$1,000,000 (one million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence. [Signature] 6/16/23

Signature of Applicant: Cassey Weir

KEITH J. FORD  
Notary Public, State of Rhode Island  
My Commission Expires 4/14/2024





TC 7/11  
Page 78 of 158  
CLASS F

# Town of Jamestown

## One Day

### Event/Entertainment Application

**\$5.00 Application Fee**

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)
  - Gallery Night; extended gallery hours accompanied by solo classical guitarist

Name of Event: (if applicable) Gallery Night with ~~Paulo Ramiro~~ classical guitarist

Date of Event: Thursday, July 13, 2023 Hours of Event: 6:00-8:00

Location of Event: 18 Valley Street, Jamestown, RI 02835. Number of people attending: 40

Name of Applicant/ Business: Jamestown Arts Center

Mailing Address: 18 Valley Street, Jamestown, RO 02835. Business Phone #: (401)560-0979

Email Address: Kelly@jamestownartcenter.org

Contact Person: Kelly McDermott Phone Number: (401)560-0979

List the type of entertainment being requested, if applicable (Band, DJ, etc.): N/A

Who will the event benefit? Jamestown Arts Center

Type of Operation: (Private, State Sponsored, Non-Profit): Non-Profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): N/A

If the applicant is a Non-Profit organization, is it registered with the State? Yes

RI Tax ID #: [REDACTED] Non-Profit ID #: [REDACTED]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? \_\_\_\_\_

Will alcohol be provided and/or served at this event? *If yes, Alcohol Liability Insurance must be provided* Yes *F permit*

Will traffic control be needed? No  
*If yes, Please contact the Jamestown Police Department*

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant:

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.



# Town of Jamestown One Day Event/Entertainment Application

## \$5.00 Application Fee

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)
  - Exhibition Opening

Name of Event: (if applicable) Exhibition Opening: Coming and Going: New work of Algernon Miller

Date of Event: Friday, September 8, 2023 Hours of Event: 5:30-7:30pm

Location of Event: 18 Valley Street, Jamestown, RI 02835. Number of people attending: 60

Name of Applicant/ Business: Jamestown Arts Center

Mailing Address: 18 Valley Street, Jamestown, RO 02835. Business Phone #: (401)560-0979

Email Address: Kelly@jamestownartcenter.org

Contact Person: Kelly McDermott

Phone Number: (401)560-0979

List the type of entertainment being requested, if applicable (Band, DJ, etc.): N/A

Who will the event benefit? Jamestown Arts Center

Type of Operation: (Private, State Sponsored, Non-Profit): Non-Profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): N/A

If the applicant is a Non-Profit organization, is it registered with the State? Yes

RI Tax ID #: [REDACTED] Non-Profit ID #: 3 [REDACTED]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? \_\_\_\_\_

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided Yes: F Permit

Will traffic control be needed? No

*If yes, Please contact the Jamestown Police Department*

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: [Signature]

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.



# Town of Jamestown

## One Day

### Event/Entertainment Application

**\$5.00 Application Fee**

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)
  - Film Screening

Name of Event: (if applicable) Film Screening: "Revolutions on Granite" Ukraine Skate Documentary

Date of Event: Wednesday, August 2, 2023 Hours of Event: 7:00-9:00pm

Location of Event: 18 Valley Street, Jamestown, RI 02835. Number of people attending: 60

Name of Applicant/ Business: Jamestown Arts Center

Mailing Address: 18 Valley Street, Jamestown, RO 02835. Business Phone #: (401)560-0979

Email Address: Kelly@jamestownartcenter.org

Contact Person: Kelly McDermott Phone Number: (401)560-0979

List the type of entertainment being requested, if applicable (Band, DJ, etc.): N/A

Who will the event benefit? Jamestown Arts Center

Type of Operation: (Private, State Sponsored, Non-Profit): Non-Profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): N/A

If the applicant is a Non-Profit organization, is it registered with the State? Yes

RI Tax ID #: [REDACTED] Non-Profit ID #: [REDACTED]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? \_\_\_\_\_

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided No: N/A

Will traffic control be needed? No

*If yes, Please contact the Jamestown Police Department*

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: [Handwritten Signature]

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.



# Town of Jamestown One Day Event/Entertainment Application

**\$5.00 Application Fee**

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
- Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)

Open Studios: Open Studios is a one-day, island-wide event where participating local artists invite the public into their studios.

Name of Event: (if applicable) Artist Open Studios Date of Event: Saturday, August 5, 2023 Hours of Event: 10 am- 5 pm  
 Location of Event: \* 18 Valley Street, Jamestown, RI 02835 Number of people attending: 200  
 Name of Applicant/ Business: Jamestown Arts Center Mailing Address: 18 Valley Street, Jamestown, RI 02835  
 Business Phone #: (401)560-0979  
 Email Address: Kelly@jamestownartcenter.org Contact Person: Kelly McDermott Phone Number: (401)560-0979

List the type of entertainment being requested, if applicable (Band, DJ, etc.): N/A

Who will the event benefit? Jamestown Arts Center

Type of Operation: (Private, State Sponsored, Non-Profit): Non-Profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): N/A

If the applicant is a Non-Profit organization, is it registered with the State? Yes

RI Tax ID #: [REDACTED] Non-Profit ID #: [REDACTED]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? \_\_\_\_\_

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided No: N/A

Will traffic control be needed? No  
If yes, Please contact the Jamestown Police Department

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: [Signature]

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.

\* locations: @ JAC (18 valley st) and 15 other sites across Jamestown.



# TOWN OF JAMESTOWN

## One Day Event/Entertainment Application

\$5.00 Application Fee

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)  
Culinary Experience

Name of Event: (if applicable) Family Meal

Date of Event: July 16, 2023 Hours of Event: 12pm - 10pm

Location of Event: Jamestown Ft Getty Pavilion Number of people attending: 57

Name of Applicant/ Business: Tailulahs Taqueria

Mailing Address: 35 Narragansett Ave Business Phone #: 310-746-7453  
Jamestown RI, 02835 Email Address: [REDACTED]

Contact Person: Jane Rojas Phone Number: [REDACTED]

List the type of entertainment being requested, if applicable (Band, DJ, etc.) Acoustic Band

Who will the event benefit? Supporter of Tailulahs

Type of Operation: (Private, State Sponsored, Non-Profit): Private / Non Profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): \_\_\_\_\_

If the applicant is a Non-Profit organization, is it registered with the State? Yes  No

RJ Tax ID #: [REDACTED] Non-Profit ID #: \_\_\_\_\_

Number of Vendors/Peddlers: (circle one) N/A  1-10  11-20  21-30  31-40  41-50

All vendor/peddlers must submit an application to the Town Clerk's Office  
What types of items will be sold at this event? Food/ Beverage

Will alcohol be provided and/or served at this event? if yes, Alcohol Liability Insurance must be provided Yes  No

Will traffic control be needed? Yes  No

If yes, Please contact the Jamestown Police Department

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of Insurance: Yes  No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: Jane Rojas

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.

# TOWN OF JAMESTOWN

## ONE-DAY VENDOR/PEDDLER LICENSE

Please submit the following

- MFE PERMIT/LICENSE      OR     N/A       Application Fee of \$5.00
- \$2,000,000 Certificate of Insurance

Please complete the following information:

Date of Event: July 22, 2023		Between the hours of: 11am-2pm	
Event Location: Jamestown Windmill		278 North Road	
Jamestown RI 02835		Click or tap here to enter text.	
Location and number of health and sanitation facilities:			
Portapotty on site			
Items/Products to be sold: Pizza, seltzer			
Click or tap here to enter text.			
<b>1. TYPE: Indicate the type of operation that best describes your mobile food establishment.</b>			
Please check only <u>one</u> box. <input type="checkbox"/> Hot Dog Cart <input type="checkbox"/> Lemonade/Ice Cream Truck			
<input type="checkbox"/> Non-Self-Propelled Cart/Trailer/Bicycle <input checked="" type="checkbox"/> Other (Please describe) <u>Food Truck</u>			
<b>2. BUSINESS INFORMATION</b>			
Ownership Type – Please check only one box below:			
<input type="checkbox"/> Individual/Sole Proprietor <input type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Limited Liability Company			
<input type="checkbox"/> Governmental Entity <input type="checkbox"/> Limited Partnership			
Social Security Number (or FEIN for Business): [REDACTED]			
Ownership Name (Individual or organization who currently owns the business):			
Entity Name: Amano, LLC		DBA: (Doing Business As) (if different) A Mano Pizza and Gelato	
Address: 181 Bellevue Avenue, #315			
City: Newport		State: RI	Zip Code: 02840
Email Address: alemire@laforgenewport.com		Phone Number: 401 455 7250	
Website Address: www.amanopizzanpt.com		Social Media: FB: amanopizzanpt; Insta: @a_mano_pizza	
Manager in Charge (if different than owner): Click or tap here to enter text.			
Name: Click or tap here to enter text.			
Address: Click or tap here to enter text.			
City: Click or tap here to enter text.	State: Click or tap here to enter text.	Zip Code: Click or tap here to enter text.	
Email Address: Click or tap here to enter text.		Phone Number: Click or tap here to enter text.	
<b>3. MOBILE FOOD ESTABLISHMENT INFORMATION:</b>			
Name of Mobile Food Establishment/Cart (if different from Entity name or DBA): Click or tap here to enter text.			
(Provide the address where MFE is located when not operating):			
Address: 250 West Main Road			
City: Middletown		State: RI	Zip Code: 02842
DMV License Plate Number of Cart/Trailer: [REDACTED]			
VIN Number: [REDACTED]			

Applicant's Signature: M Lyons, Authorized Signatory

All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town-owned property, naming the Town of Jamestown as an additional Certificate Holder.

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

For Office Use Only

Sub applicant to  
Sunflower Family Festival

# TOWN OF JAMESTOWN

## ONE-DAY VENDOR/PEDDLER LICENSE

Col

Please submit the following

- MFE PERMIT/LICENSE      OR     N/A       Application Fee of \$5.00
- \$2,000,000 Certificate of Insurance

Please complete the following information:

<b>Date of Event: 8/26/2023</b>		<b>Between the hours of: 10am-2pm</b>	
<b>Event Location: Lawn Ave School</b>		Click or tap here to enter text.	
Click or tap here to enter text.		Click or tap here to enter text.	
<b>Location and number of health and sanitation facilities:</b>			
Click or tap here to enter text.			
<b>Items/Products to be sold: Burgers/Saugy Hot dogs/fries/mozzarella sticks/doughboys/jalepeno poppers/chicken tenders/chicken wings/zucchini sticks/onion rings/potato tots/Beef empanadas/fried ravioli/rice balls</b>			
Click or tap here to enter text.			
<b>1. TYPE: Indicate the type of operation that best describes your mobile food establishment.</b>			
Please check only one box. <input type="checkbox"/> Hot Dog Cart <input type="checkbox"/> Lemonade/Ice Cream Truck			
<input type="checkbox"/> Non-Self-Propelled Cart/Trailer/Bicycle <input checked="" type="checkbox"/> Other (Please describe) <u>Food Truck</u>			
<b>2. BUSINESS INFORMATION</b>			
<b>Ownership Type - Please check only one box below:</b>			
<input type="checkbox"/> Individual/Sole Proprietor <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Limited Liability Company			
<input type="checkbox"/> Governmental Entity <input type="checkbox"/> Limited Partnership			
Social Security Number (or FEIN for Business): [REDACTED]			
<b>Ownership Name (Individual or organization who currently owns the business): Michael Aciz</b>			
Entity Name: Click or tap here to enter text. Pam's Grill		DBA: (Doing Business As) (if different) Pams' Grill On The Go	
Address: 2 Zoar street			
City: North Providence		Ri	02911
Email Address: pamsgrill@gmail.com    [REDACTED]			
Website Address: Click or tap here to enter text.		Social Media: pamsgrillonthego /Instagram/Facebook	
<b>Manager in Charge (if different than owner): Pamela Aciz</b>			
Name: Pamela Aciz			
2 zoar street			
North providence		Ri	02911
Email Address: pamsgrill@gmail.com    [REDACTED]			
<b>3. MOBILE FOOD ESTABLISHMENT INFORMATION</b>			
Name of Mobile Food Establishment/Cart (if different from Entity name or DBA): Click or tap here to enter text.			
(Provide the address where MFE is located when not operating):			
Address: Click or tap here to enter text.			
City: Click or tap here to enter text.	State: Click or tap here to enter text.		Zip Code: Click or tap here to enter text.
DMV License Plate Number of Cart/Trailer: Click or tap here to enter text.			
VIN Number: Click or tap here to enter text.			

Applicant's Signature: Michael Aciz

All applicants must submit a liability insurance policy with coverage in the amount of \$2,000,000 (two million dollars) when using Town-owned property, naming the Town of Jamestown as an additional Certificate Holder.

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures

Town Administrator

93 Narragansett Avenue

Jamestown, Rhode Island 02835-1199

401-423-9805



Edward A. Mello  
Interim Town Administrator

**MEMORANDUM TO: Honorable Town Council**

**FROM: Town Administrator, Edward A. Mello**

**DATE: July 5, 2023**

**SUBJECT: Report for Town Council Meeting July 11, 2023**

**6 West Street (Grange) Senior Center:** On Friday, June 26, the Solicitor and I met with legal counsel representing the Rhode Island State Grange (owner of 6 West Street). We requested that we work toward a document that would reassign the lease to the State Grange to ensure our ability to use the building while we assess next steps for a senior facility.

**Senior Center Facility:** Molly and I met with Kathy Carland on June 30 to review programming needs. Molly will develop a document to be shared with Don Powers. Next steps will include a public meeting to solicit public comment on programming needs.

**90 Carr Lane- cell tower project:** The project proposes a 160' monopole to be located at the corner of North Road and Carr Lane. This is a private development. The project has been reviewed by the TRC and was reviewed by planning on June 21. The developer has agreed to provide accommodations for public safety equipment to be located on the pole. The process now moves to the Zoning Board. Lisa and I have discussed options for public notice beyond what is required by Zoning.

**Police Chief Search:** See Memo





**Town of Jamestown**  
Town Administrator  
93 Narragansett Avenue  
Jamestown, Rhode Island 02835-1199  
401-423-9805

Edward A. Mello  
Interim Town Administrator

**MEMORANDUM TO: Honorable Town Council**  
**FROM: Interim Town Administrator, Edward A. Mello**  
**DATE: July 6, 2023**  
**SUBJECT: Police Chief Search Process**

Please find attached the current job description and draft of the public posting for the position of police chief. The proposed salary range is \$95,000 to \$110,000 annually.

The application deadline was July 7, 2023. I would expect the interview process to take approximately two (2) weeks to complete in order to develop a short list of potential candidates. Remaining candidates would be subject to further reference and background checks.

The selection and interview committee will consist of five (5) members: Town Administrator, two members of law enforcement from similar communities and two members of the community. Tina Collins will join the committee for interviews as well.

The search committee has scheduled a public invitation forum for July 19 at 6 PM at which time members of the community can address the committee and provide input in order to guide the committee in their selection.

A similar opportunity would be afforded to Town Department Heads and current members of the police department.

**Tentative Schedule:**  
**Applications Due: July 7**  
**Community Forum: July 19**  
**Town staff input: July 24**  
**Interviews (First Round): July 26-28**

**Jamestown Charter:**  
**Article IV Administrative Departments Section 417:**

*"There shall be a police department, the head of which shall be the chief of police, who shall be a police officer with at least five years of supervisory or administrative experience above the rank of patrol officer in any organized police department. The chief of police shall be nominated by the town administrator with the approval of the town council."*



## Jamestown Police Department

### JOB DESCRIPTION: Chief

Job Title: <b>Chief</b>	Type of Position: <b>Full-time, Sworn</b>
Unit/Division: <b>Administrative Division</b>	Reports to: <b>Town Administrator</b>
Review: Every Three Years	Last review date: 6/1/22

#### GENERAL DESCRIPTION

The Chief of Police is the Chief Administrative Officer of the Police Department in accordance with the provisions of the Town Charter and is responsible for its effective and efficient operation and the enforcement of rules and regulations of all laws within the Town's legal jurisdiction. He exercises all lawful powers of his office and issues such lawful orders as necessary to assure the professional performance of the Department. He acts as the principle liaison between the Jamestown Police Department and all governmental agencies, authorities, and offices of municipal authority in matters of department policy. The Police Chief is the final departmental authority in all matters relating to policy, procedures, operations, and discipline as provided by law.

#### DUTIES AND RESPONSIBILITIES

1. Ensure the Department's mission to establish and maintain a proactive partnership with the residents and business owners to work together in solving problems facing the community.
2. Implement community service programs designed to prevent crime, apprehend and prosecute offenders, and recover property.
3. Ensure the enforcement of all laws within the Town's jurisdiction.
4. Ensure the enactment and enforcement of Rules and Regulations, General Orders, Special Orders and other directives that provide for the direction and control of employees.
5. Plan, organize, schedule, direct, coordinate, control and staff all activities.
6. Provide employees with effective leadership, supervision and training, and a quality work environment.
7. Be responsible for the necessary delegation of authority to those under his command, commensurate with their duties and responsibilities.
8. Maintain citizen complaint procedures to investigate allegations made against employees.

9. Promptly execute all lawful directives by the Town Administrator.
10. Be directly responsible for all discipline, training, and efficiency of the Police Department.
11. Develop annual and multi-year goals and objectives.
12. Prepare and justify the annual budget, and closely monitor and control all departmental expenditures.
13. Organize, direct, and control all resources of the Department to preserve the peace, protect persons and property, and enforce the law.
14. Oversee the Department's communication functions including the purchase, acquisition, and implementation of computer hardware and software.
15. Oversee the maintenance, security, and control of evidence along with recovered, found, or confiscated property.
16. Maintain updated job descriptions for employees.
17. Oversee the recruitment and selection process.
18. Oversee the field training officer program.
19. Oversee basic, advanced, and specialized in-service training programs for employees.
20. Oversee the performance evaluation management system.
21. Oversee the promotional process consistent with the collective bargaining agreement between the IBPO Local 305 and the Town of Jamestown.
22. Work closely with the news media in its coverage of police activities.
23. Maintain a close working relationship with local school officials including but not limited to administrators, faculty, and staff.

## **JOB REQUIREMENTS**

1. Appointment to Chief shall be in accordance with Town of Jamestown Charter, Article IV Sec. 417, which requires a minimum five years of experience in the organization, management, and direction of police personnel.
2. The Chief of Police must possess the ability to effectively communicate and develop successful

working relationships with the Town Administrator, Town Council, and Police command structure.

3. Possess skills in budgeting and program management.
4. Possess a public service orientation toward accomplishing the police mission.
5. Familiarity with latest policing techniques including crime prevention, drug/alcohol prevention and enforcement efforts, and juvenile programs.
6. Possess the ability to oversee annual and multi-year goals and objectives.
7. Possess the ability to operate a motor vehicle.
8. Possess extensive collective bargaining experience.
9. An exemplary service record.
10. Possess strong technical computer skills.

## **PHYSICAL REQUIREMENTS**

The Police Chief must be able to perform all the functions contained within this job description. Reasonable accommodations will be made for otherwise qualified applicants unable to fulfill one or more of these requirements necessary to accomplish these essential functions.

The employee may occasionally lift and/or move objects up to thirty (30) pounds. The employee will regularly sit, stand, walk, use hands to finger, handle, or feel objects, tools, or controls and reach with hands and arms. As well as rarely run, jump, crouch, crawl, bend, kneel, climb or balance.

Specific physical abilities include close vision for the use of computer monitors, peripheral vision, depth perception and the ability to focus. The employee must be able to understand and communicate verbally with supervisors and general public.

## **WORKING CONDITIONS**

There is protection from weather conditions but not necessarily from temperature changes. The employee will primarily work inside 80% (include time spent in patrol vehicle and in an office setting) of the time and outside work 20% of the time. Environmental conditions: Occasionally exposed to hazards or risk of bodily injury. Occasionally exposed to heat and cold extremes and temperature changes; seldom exposed to vibration toxic conditions, odors, dust and poor ventilation.

Be available at any time for immediate callback.



**JAMESTOWN**  
**RHODE ISLAND**  
**CHIEF OF POLICE**

The Town of Jamestown, Rhode Island is conducting a search for an experienced law enforcement professional to serve as Chief of Police. This is an opportunity for an experienced and motivated public service official to grow professionally while providing leadership and excellent community focused policing for the residents, businesses and visitors of the Town of Jamestown.

The Chief of Police is expected to be highly visible working to build and maintain positive relationships with the many civic and volunteer organizations as well as the residents and businesses of Jamestown. The ideal candidate will be engaged in the community and continue to build on the positive rapport developed by their predecessors.

Jamestown is a highly desirable island community with a population of 5,400 people, located in the lower Narragansett Bay and on Block Island Sound. Its many assets include a vibrant village center, active waterfront, scenic coastal features as well as pastoral agricultural landscapes and an energetic and involved citizenry. The Island lies across the Bay from world-renowned Newport, RI and is just 30 miles south of Providence. Jamestown is fiscally sound, has an excellent K-8 school system, and offers a high quality of life.

The Mission of the Jamestown Police Department is to: "Protect and provide for the safety of the general public; Enforce the laws of the State of Rhode Island and the Ordinances of the Town of Jamestown; Create a proactive partnership with the residents of the Town of Jamestown that best serves the needs of the community and attain a high quality of life for all."

The Jamestown Police Department has 14 sworn members, including a lieutenant, Sargent, Detective and an additional staff of 4 dispatchers, an administrative assistant and additional seasonal staff. The department enjoys an exceptional relationship with the community it serves and has an excellent reputation statewide.

The Department is an Accredited Agency and has received the New England Chiefs' of Police Community Policing Award.

Appointment as Chief of Police will be in accordance with Town of Jamestown Charter, which requires a minimum of five years' experience in the organization, management, and direction of police personnel. The Chief of Police must possess the ability to communicate and develop successful working relationships with the Town Administrator, Town Council and Police command structure and staff.

The ideal candidate will possess strong leadership and communication skills and direct the doctrines of effective policing to continually strengthen the Department and continue to build relationships while addressing public safety in Jamestown. Candidates should possess experience in collective bargaining, budget development and planning to include annual and multi-year long-term goals and objective. The Chief of Police is directly responsible for all discipline, training and efficiency of the Police Department. The Chief also serves as the Emergency Management Director.

The candidate must certified through the Rhode Island Post or able to do so within six-months of employment.

#### **COMPENSATION AND BENEFITS:**

\$95,000 to \$110,000 a year as a salaried position. Salary will be commensurate with experience. Jamestown offers a full benefits package and includes participation in the Town of Jamestown Police Pension Plan.

#### **THE SELECTION PROCESS**

##### **APPLY**

Please submit applications via email to Aileen Flath, at [aflath@jamestownri.net](mailto:aflath@jamestownri.net). The submission must include a cover letter, current resume, three professional references and three personal references. Please include "Jamestown Police Chief Application" in the subject line.

##### **SCREENING PROCESS**

All candidates' cover letters and resumes will be screened for qualifications. Qualified Candidates who rank highest will attend in-person interviews. The candidates will be interviewed and assessed by a panel of five. The Chief of Police shall be nominated by the Town Administrator with the approval of the Town Council.

##### **DEADLINE**

Applications are due by 12:00 PM EST on Friday, July 7, 2023.





## Town of Jamestown 2022-2023 Jamestown Charter Review Committee

### Final Report to the Town Council

The 2022-2023 Town Charter Review Committee consisting of seven (7) voting member: James Rugh, Chairman; Sav Rebecchi, Vice Chairman; Job Toll, Secretary; Lucia Marshall; Mary E. Meagher; James (Jay) Sisson; and George Souza was charged with reviewing the Charter to determine if there are any changes needed. The Committee met bi-weekly and researched and discussed various possible Charter changes. Our eleven recommended changes are presented to the Council for consideration.

In this report recommended text changes are highlighted, additions are underlined, and deletions are struck through. Identical changes to multiple sections are presented together.

#### **RECOMMENDATION 1**

In November 2020 voters in Rhode Island passed a ballot measure to drop the words “Providence Plantations” from the official state name. We recommend that the preamble be changed to conform to the current official state name.

#### **PREAMBLE**

The people of the Town of Jamestown, in order to secure the right of self-government in all local matters, pursuant to the provisions of the constitution of the State of Rhode Island ~~and Providence Plantations~~, do adopt and establish this Charter.

#### **RECOMMENDATION 2**

After considerable research and discussion, the committee recommends the Town move to non-partisan elections for the Town Council, School Committee and Town Moderator. Several other Rhode Island cities and towns have moved to non-partisan local elections (the Town has no control over state and Federal elections) including Newport and Middletown, to name just two.

##### **Sec. 201. - Number, selection, term**

The town council shall consist of five members elected from the town at large, each to serve for a term of two years or until a successor is elected and qualified. The regular election of council members shall be held on the first Monday of November



in even-numbered years, beginning November 2012. The names of all candidates for town council who shall have qualified to appear on the ballot shall be listed under their respective without party designations (in the order determined by the board of canvassers by the drawing of lots). Each elector shall vote for no more than five candidates for town council, and the five receiving the greatest number of votes shall be declared elected.

**PLEASE NOTE:** Under the Jamestown Town Charter, sections 601 and 602, primary, general, and special elections and the authority granted the canvassing authority are governed by Rhode Island General Law 1956, §§ 17-1-1 et seq, 17-8-1 et seq., and 45-4-1et seq. The Committee suggests that the Town Solicitor be consulted to determine if further additions to the Charter may be needed to move to local non-partisan elections. For this reason, we suggest the 2022-2023 Town Charter Review Committee not be discharged until the Town Solicitor makes his report, in case additional changes to the Charter are needed.

### **RECOMMENDATION 3**

This recommendation mirrors recommendation 2 and would make local school board elections non-partisan.

#### **Sec. 501 – School committee membership.**

There shall be a school committee of five members, each of whom shall be elected at large from the town by the electors of the town of Jamestown at the regular town election to serve for a term of four years and until the successor is elected and qualified. The names of all candidates for the school committee who shall have qualified to appear on the ballot shall be listed under their respective without party designation (in the order determined by the board of canvassers by the drawing of lots). Those persons receiving the greatest number of votes for an office, not exceeding the number of persons to be chosen for the office, shall be declared elected to office. All members of the school committee in office at the time this Charter is adopted shall continue to hold office until their normal terms have expired.

### **RECOMMENDATION 4**

We are recommending two changes to section. 406. The change in the first paragraph would mirror recommendations 2 and 3 and would make the Town Moderator election non-partisan.

Currently, at the Town Financial Meeting the Town Moderator can call for a ballot vote on any issue. Voters at the meeting can make a motion from the floor to vote by ballot. We believe many voters are reluctant to take a public position or to speak publicly at this meeting. Our recommendation is to require a ballot vote on the expenditure of money or the incurring of liability in excess of \$1 million. This limit would exempt most bond issues. Had this been in effect at the 2023 Town Financial Meeting it would only have required a ballot on the Town and School budgets. Other cities and towns have a similar provision and we believe many registered voters will support this change.

#### **Sec. 406. - Town moderator.**

There shall be a town moderator, who shall be elected at the regular town election without party designation and shall have those powers and perform those duties prescribed now or in the future by the constitution and laws of the state not inconsistent with this Charter. In the event that the office of the town moderator becomes vacant during the term of office, the town council will appoint a replacement until the next regularly scheduled election.

The moderator of the Town Financial Meeting shall upon a motion being made and seconded, relative to any business before such meeting, after having heard all the registered voters thereon who shall be desirous of being heard, cause the votes of the registered voters present to be taken thereon. Whenever any question involves an expenditure of money, or the incurring of liability in excess of \$1 million by the Town, or the disposition of Town property in excess of \$1 million, that vote shall be taken by ballot.

### **RECOMMENDATION 5**

Under section 212, when a member of the Town Council leaves the council because they cease “to meet the qualifications established in section 202” (must be a qualified elector, a residents of the Town, and hold no other public office or employment in the service of the town) the Council appoints the next higher vote getter. However, there may be no next higher vote getter or that person could have only received a few votes. In addition, section 212 does not address when a Council members resigns for other reasons. We recommend eliminating the current wording and replacing with wording allowing the Town Council to fill an open position with a “qualified person.”

#### **Sec. 212. - Vacancies.**

Vacancies shall be said to exist when any member ceases to meet the qualifications established in section 202. If such a vacancy occurs in the membership of the town

~~council, the remaining members of the town council shall appoint the next highest vote getter to fill the vacancy until the next regularly scheduled biennial election.~~

If a vacancy occurs in the membership of the council, for whatever reason, the remaining members of the council shall select a qualified person to fill the vacancy until the next regularly scheduled state or town election, at which time the electors shall elect a qualified person to complete any unexpired portion of the term.

## RECOMMENDATION 6

Section 503 outlines the process to follow when a member of the School Board leaves the Board. The process is similar to that now followed when a vacancy occurs on the Town Council. The same concerns apply and we recommend mirroring changes recommended to section 212.

### Sec 503 – Vacancies.

~~Any vacancy in the membership of the school committee shall be filled by the town council by the next highest vote getter from the most recent election and so on until someone fills the vacancy until the next regular town election, when the office shall be filled for the unexpired term thereof. Should there be no next higher vote getter or if none of the vote getters be willing to serve then the council shall appoint a member, pursuant to the laws of the State of Rhode Island.~~

If a vacancy occurs in the membership of the school committee, for other than the expiration of the member's term, the town council shall select a qualified person to fill the vacancy to serve until the next regularly scheduled state or town election, at which time the electors shall select a qualified person to complete the unexpired portion of the term.

## RECOMMENDATION 7

We are recommending changes to section 216 that would allow a “digest or description which substantially expresses the purpose or identifies the subject matter” of a proposed ordinance or amendment to be published in a general circulation newspaper rather than the full text. This is permitted by state law and would result in significant savings to the Town. Many of today’s ordinances/amendments are complex, for example the short-term rental ordinance. These can run multiple newspaper pages and cost thousands of dollars per insertion. If this recommendation is adopted a more concise digest of the ordinance or amendment could be published. So that Jamestown voters can read and understand the ordinance/amendment we recommend making it

clear that the full text must be posted on the Town web site and available for public inspection at the Town Clerk's Office.

**Sec. 216. - Procedure for adopting ordinance.**

An ordinance or amendment to an existing ordinance may be introduced by any member at any regular or special meetings of the town council. Upon introduction of any ordinance or amendment to an existing ordinance, the town clerk shall distribute a copy to each town council member and to the town administrator; shall file a reasonable number of copies in the office of the town clerk and shall publish the ordinance or amendment. It shall not be necessary for the full text of an ordinance or amendment to an ordinance to be published. The Council may approve a digest or description which substantially expresses the purpose or identifies the subject matter. Following the publication by at least seven days, the town council may adopt the ordinance with or without amendment or reject it, but if it is amended as to any matter of substance, the town council may not adopt it until the ordinance or its amended sections have been subjected to all the procedures hereinbefore required in the case of a newly introduced ordinance. As soon as practicable after adoption of any ordinance, the town clerk shall have sufficient printed copies of the ordinance or amendment available at the town hall.

As used in this section, the term "publish" means to print in one or more newspapers of general circulation in the town. The full ordinance or amendment shall be posted and to post on the town's website: (1) the complete ordinance or amendment and (2) the places where copies of it have been filed and the times when they are and shall be made available at the Town Clerk's office for public inspection.

**RECOMMENDATION 8**

Section 301 deals with the appointment of the town administrator. Candidates are permitted six months to become a resident of the state of Rhode Island. Finding suitable housing in Rhode Island is becoming more challenging. In light of current housing conditions, we recommend expanding this time to twelve months.

**Sec. 301. - Appointment and qualifications.**

The town council shall appoint a town administrator for an indefinite period of time, based solely upon the executive and administrative qualifications of the applicant, as outlined by generally accepted professional standards. The town administrator need not be a resident of the town or state at the time of appointment, but must

become and remain a qualified elector and resident of the state within ~~six~~ twelve months after appointment, unless an extension is approved by town council. The relationship between the town and the town administrator shall be contractual and not that between a municipality and a civil officer.

## RECOMMENDATION 9

Currently the building official may serve as the minimum housing inspector, a position mandated by state law. The building official is also responsible for supervision and enforcement of ordinances relating to buildings, zoning, trailer parks and other matters. We feel that zoning enforcement is a critical function and should be more prominent. We recommend that "zoning" be deleted from the list of supervision and enforcement duties and that wording be added that states he may also serve as the zoning enforcement official.

### Sec. 409. - Building.

There shall be a building official who shall be nominated by the town administrator with the approval of the town council and shall be responsible for the supervision and enforcement of ordinances relating to buildings, ~~zoning~~, trailer parks and other matters assigned to the building official pursuant to law. The building official may also serve as the zoning enforcement officer and the minimum housing inspector. In the absence of a town engineer, the building official shall be responsible for the custody and proper maintenance of engineering records including surveys, plans, maps and the like, pertaining to town property and projects.

## RECOMMENDATION 10

We are recommending two housekeeping changes to section 1104 which requires that the Town budget and capital budget be printed and available 14 days in advance of the financial town meeting. In 2002 sections 223 and 224 we deleted and replace with section 1102 and 1103. At the time section 1104 was not corrected to indicate the proper sections. For the sake of accuracy, we recommend these changes be made to section 1104.

### Sec. 1104. Public notice.

The recommended budget (section ~~223~~ 1102) and capital budget as provided in section ~~224~~ 1103 shall be printed and available to the public at least 14 days preceding the annual financial town meeting-

## RECOMMENDATION 11

Our final recommendation is to clarify in section 1201 that there are two types of charter reviews. A full review which by the current charter occurs every six years, and a special review that can take place as needed (the most recent special review took place in 2020 to update section 219 – Initiative Petition). The committee felt that there could be confusion regarding the date of full review since it could be a year or more from the call for a committee to the submission of a final report. To eliminate any question, our recommendation is to make the appointment of the next full charter review committee September 1, 2029 and full reviews every six years from that date. (September 1 was selected as it would allow the committee to meet during the fall/winter/spring and avoid the summer with it can be a challenging getting a quorum).

### Sec. 1201. - Charter revision committee.

~~The town council shall appoint a charter review committee to review this Charter whenever it is deemed necessary but not longer than six years from the previous review.~~ The town council shall appoint a special charter review committee whenever it is deemed necessary. The council shall appoint a full charter review committee beginning September 1, 2029, and every six years from that date. The Town Clerk shall inform the Council no less than six months before the next Full Review to begin the process of review committee selection. Said full review committee shall within nine months of its appointment submit to the town council a report with its recommendations for amendments, additions or deletions.

Submitted by the 2022-2023 Jamestown Charter Review Committee:

James Rugh, Chairman  
 Sav Rebecchi, Vice Chairman  
 Job Toll, Secretary  
 Lucia Marshall  
 Mary E. Meagher  
 James (Jay) Sisson  
 George Souza

July 11, 2023

Mary E. Meagher  
[REDACTED]  
Jamestown, Rhode Island  
02835

July 6, 2023

To my fellow Town Councilors and Members of the Charter Review Committee,

I had the good fortune of serving on the current Charter Review Committee, whom I believe will be coming before you on July 11, 2023 to present the product of their research, discussions, and review. Unfortunately, I will not be at this meeting, so I wanted to introduce the committee to you as I might if I was present. I would ask that someone please ensure that this goes into the record or, at the very least, provide a means for the Committee to hear it.

Because it was a great committee!!! It performed its work efficiently, thoroughly, and clearly. There was plenty of discussion (I fear I contributed to that) and the group was not shy about entertaining varied opinions. I realized after a couple of meetings that we had a group that represented a cross-section of involvement in and familiarity with town government. I had requested to serve on the committee because having served on the Council, I knew of some dilemmas that the current charter poses. Moreover, I had watched other committees grow fractious with differences of opinion and in these fractious times, I feared that could happen. I need not have worried. This committee was a model of decorum and indeed very pleasant.

Jay Sisson and Lucia Marshall had not served on a town committee before, though each brought a commitment to this community that was deeply felt. They also brought fresh perspectives and insight to a document with which the rest of us had perhaps too much familiarity. Jay's work with the Recreation Department and Jamestown Soccer Association gave him a practical bent toward what issues might be addressed. Lucia's fresh approach to the charter ensured that anything might be given consideration. She particularly should be commended for improving the grammar and syntax of not just our proposals, but also some parts of the current charter.

George Souza and Job Toll are veterans of previous committees. George served for many years on the Conservation Committee and I think as its liaison to Harbor. Job has served on the Beavertail Committee and currently serves on the Affordable Housing Committee. (I think he has served on one other committee but I apologize that I cannot name it.) George's experience with the Harbor Commission proved very helpful in our consideration of that part of the charter. And Job's experience showed when he volunteered to be that person every committee needs: the guy who will do the grunt work and take minutes. They brought to our efforts not just experience but also a wisdom that, in some cases, suggested "If it ain't broke, don't fix it" or "maybe we don't want to open that can of worms."

Our chair and vice chair each had a lot of experience with Charter Review and it showed. Sav Rebecchi, our Vice Chair, was indefatigable in his research. He provided us with the history of the Charter and its changes and with what other cities and towns had done in similar situations. He was a terrific resource. Sav prompted much of our discussion by offering ideas and possible changes, some of which are included in our proposals. But I was equally impressed by his equanimity when some of his ideas were not included. That kind of patient contribution and cooperation makes for a great committee member.

And our chair, Jim Rugh, was equally indefatigable in keeping us on track, in organizing our responses, and in producing this final document. He did so with an even-handedness that I admire greatly. Jim was well

suiting to this role. He presented the questions clearly, listened, reflected, would sometimes respond with his opinion but just as often not, and kept the process moving. At the same time, he allowed us to circle back to issues we had discussed earlier, which I think is very important to do with such an important document. Consequences were considered and our language became clearer and the product much better.

I thank all of the members for their efforts. Jamestown is a very lucky place to have such capable people who are willing to serve their community and do so with such skill.

All the best,

Mary Meagher





**Town of Jamestown**

# Memo

**To:** Roberta Fagan, Town Clerk  
**From:** Keith Ford, Deputy Town Clerk / Clerk to the Board of Canvassers *LF*  
**cc:**  
**Date:** July 6, 2023  
**Re:** Vacancies on the Board of Canvassers

Please be advised that pursuant to RIGL 17-18-1 there is a vacancy for a Republican alternate member position on the Board of Canvassers, term ending March 2029.

I am requesting the Town Council's permission to contact the Republican Town Committee to provide a list of qualified individuals to be considered by the Council to fill the alternate member position. Please add this request to the next Town Council Agenda.

**Roberta Fagan**

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**From:** linda jamison [REDACTED]  
**Date:** Thursday, June 29, 2023 1:58 PM  
**To:** Cnelsonlee [REDACTED] Karen Montoya; Roberta Fagan  
**Subject:** JBOC - RI Ethics Commission

**CAUTION:** This email originated from outside the Jamestown email system. Please do not click links or open attachments unless you recognize the sender and determine the content is safe.

Dear Carol,

I spoke with Mr. Mancini today regarding my concerns about a possible conflict of interest between my role as the Republican alternate on the Jamestown Board of Canvassers and the campaign role I am taking on during the CD1 Congressional Race.

Based on our discussion, I will need to resign from the Board of Canvassers effective today. If I were to continue, it could lead to possible ethics filings with other campaigns and candidates.

I thank you all and I have enjoyed my time on the board. I have learned so much from all of you and I am grateful.

Thanks,  
Linda

## Roberta Fagan

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**From:** [REDACTED]  
**it:** Monday, June 26, 2023 3:43 PM  
**To:** Roberta Fagan  
**Subject:** Fw: Harbor Commission

**CAUTION:** This email originated from outside the Jamestown email system. Please do not click links or open attachments unless you recognize the sender and determine the content is safe.

[Sent from the all new AOL app for iOS](#)

On Monday, June 26, 2023, 11:25 AM, Michael Junge [REDACTED] wrote:

Good morning,

After much consideration I hereby submit my resignation from the Jamestown Harbor Commission.

Thank you,  
Michael Junge



# TOWN COUNCIL MEETING MINUTES

## June 20, 2023

### I. ROLL CALL

A regular meeting of the Jamestown Town Council was held on June 20, 2023. Town Council Members present were as follows: Nancy A. Beye, Mary Meagher, Michael G. White, and Randy White. Erik Brine was absent.

Also, in attendance: Town Administrator Edward A. Mello, Solicitor Peter Ruggiero, Finance Director Christina Collins, Public Works Director Michael Gray, Town Planner Lisa Bryer, Parks and Recreation Director Ray DeFalco Water and Sewer Clerk Denise Jennings, and Town Clerk Roberta Fagan.

### II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Town Council President Beye called the meeting of the Jamestown Town Council to order at 6:30 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue and led the Pledge of Allegiance.

A motion was made by Vice President Meagher to move into Executive Session with a second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

President Beye recused herself from III Executive Session, item A) and left the Chambers.

### III. EXECUTIVE SESSION

***The Town Council may seek to enter into Executive Session and/or Open Session for review, discussion, and/or potential action and/or vote on the following:***

- A) The Town Council may convene into Executive Session to discuss, take possible action, and/or vote pursuant to the relevant requirements of R.I.G.L. § 42-46-5(a) Subsection (2) Collective Bargaining (Possible Authorization of a Contract Tentative Agreement and/or Contract Agreement with the International Brotherhood of Police Officers Local 305 with Proposed Term to be July 1, 2023, to June 30, 2026). Discussion and/or Potential action, announcement, and/or vote(s) from Executive Session and/or Open Session concerning a possible Authorization of a Contract Tentative Agreement and/or Contract Agreement with the International Brotherhood of Police Officers Local 305 with Proposed Term to be July 1, 2023, to June 30, 2026.

At 6:40 p.m. President Beye returned to the Chambers and the dais.

- B) The Town Council may convene into Executive Session to discuss, take possible action, and/or vote pursuant to the relevant requirements of R.I.G.L. § 42-46-5(a) Subsection (1) Personnel (job performance, character, or physical or mental health of Interim Town Administrator; Performance Review; provided that such person affected shall have been notified in advance in writing and advised that he may require that the discussion be held at an open meeting). Discussion and/or Potential action, announcement, and/or vote(s) from Executive Session and/or Open Session

concerning Interim Town Administrator Performance Review; including possible appointment as the full-time/permanent Town Administrator, with terms and conditions of employment to be discussed and voted upon by the Town Council at the meeting.

#### IV. ADJOURNMENT OF EXECUTIVE SESSION

A motion was made by Vice President Meagher to seal the minutes and adjourn from Executive Session with a second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

It was announced that 2 votes were taken.

#### **The Town Council reconvenes the regular meeting.**

A motion was made by Vice President Meagher with a second by Councilor M. White to convene as the Town Council Sitting as the Board of Water and Sewer. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

#### V. TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS

- A) Approval of Minutes; Review, Discussion, and/or Take Action and/or Vote:
  - 1) ~~June~~ May 15, 2023(regular meeting)
  
- B) Open Forum – Water & Sewer Matters  
*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 prohibit 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.*
  - 1) Scheduled request to address - none
  - 2) Non-scheduled request to address
  
- C) Report of Town Officials: Review, Discussion, and/or Take Action and/or Vote:
  - 1) Pumping Report
  - 2) Town Project Reports
    - a) Town Wells
    - b) Water Treatment Plant
    - c) Transfer Pumping/Reservoir
    - d) Distribution System
    - e) Wastewater Treatment Facility
  - 3) Finance Director’s Report: Comparison of the Water Budget to Actuals as of May 31, 2023.
  - 4) Finance Director’s Report: Comparison of the Sewer Budget to Actuals as

of May 31, 2023.

- 5) Water Treatment Plant Current Staffing
- D) Letters and Communication: Review, Discussion, and/or Take Action and/or Vote:
  - 1) None.
- E) Unfinished Business: Review, Discussion, and/or Take Action and/or Vote:
  - 1) None.
- F) New Business:
  - 1) Ordinances: Review, Discussion, and/or Take Action and/or Vote: Order to Advertise in the Jamestown Press; Note of a Public Hearing for Proposed Amendment to the Rules and Regulations of the Board of Water and Sewer Commissioners, 15 A Conservation.
  - 2) Resolution of the Board of Water and Sewer Commissioners Fixing a Schedule of Sewer Service Charges for a Reserve for Sewer Facilities and Services of the Town of Jamestown, No. 2023-13

**The Town Council Adjourns from sitting as the Board of Water and Sewer Commissioners**

A motion was made by Vice President Meagher with a second by Councilor M. White to adjourn from sitting as the Board of Water And Sewer Commissioners. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

**VI. OPEN FORUM**

*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 prohibit 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
- B) Non-scheduled request to address

**VII. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS, AND PROCLAMATIONS**

- A) Proclamation 2023-12, Recognizing Deputy Clerk/Canvassing Clerk Karen Montoya.

President Beye read Proclamation 2023-12.

A motion was made by Councilor M. White with a second by Vice President Meagher to approve Proclamation 2023-12; Recognizing Deputy Clerk/Canvassing Clerk Karen Montoya's 25 years of service. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.



A motion was made by Councilor M. White with a second by Vice President Meagher to convene as the Town Council sitting as the Alcohol Beverage Licensing Board. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

### **VIII. PUBLIC HEARINGS, LICENSES, AND PERMITS**

*The Town Council will review each license application and vote on it individually. All approvals for licenses and permits are subject to the resolution of debts, taxes, and appropriate signatures as well as, when applicable, proof of insurance.*

- A) Town Council Sitting as the Alcohol Beverage Licensing Board.
  - 1) Pursuant to RIGL §3-7-14, that the following license application has been received under said Act for a one-day license on September 10, 2023:

CLASS F (NON-PROFIT)  
Jamestown Community Farm  
231 East Shore Road  
Jamestown, RI 02835

- a) Review, Discussion, and/or Action and/or Vote for Approval of the CLASS F (NON-PROFIT) LIQUOR LICENSE

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the Class F (NON-PROFIT) One-Day License scheduled for September 10, 2023 located at the Jamestown Community Farm, 231 East Shore Road. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

A motion was made by Vice President Meagher with a second by Councilor M. White to adjourn from sitting as the Alcohol Beverage Licensing Board. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

### **The Town Council adjourns from sitting as the Alcohol Beverage Licensing Board**

- B) Licenses and Permits
  - 1) One-Day Event/Entertainment License: All One-Day Entertainment license application approvals are subject to any COVID-19 protocols in effect at the time of the event; Review, Discussion, and/or Take Action and/or Vote for the following:
    - a) Applicant: Jamestown Community Farm
    - Event: Farm-to-Table Dinner
    - Date(s): September 10, 2023, 5:00 p.m.-10:00 p.m.
    - Location: Jamestown Community Farm, 231 East Shore Road

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the Farm-to-Table Dinner One-Day Event License scheduled for September 10, 2023, 5:00 p.m. to 10:00 p.m. located at Jamestown Community Farm, 231 East Shore Road. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- b) Applicant: William Smith III  
 Event: Hiroshima Commemoration  
 Date(s): August 6, 2023, 12:00 p.m.- 2:00 p.m.  
 Location: East Ferry/Veteran’s Square  
 i) Approval of request to waive the insurance requirement

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the Hiroshima Commemoration One-Day Event License scheduled for August 6, 2023, 12:00 p.m.-2:00 p.m.. located at East Ferry/Veteran’s Square and to approve the request to waive insurance requirements. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- c) Applicant: Jamestown Yacht Club  
 Event: Fools Rules Regatta  
 Date(s): August 19, 2023, 9:00 a.m.-12:00 p.m.  
 Location: East Ferry Beach

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the Fools Rules Regatta One-Day Event License scheduled for August 19, 2023, 9:00 a.m.-12:00 p.m. located at East Ferry Beach. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- 2) One-Day Vendor/Peddler License: All One-Day Vendor/Peddler license application approvals are subject to any COVID-19 protocols in effect at the time of the event; Review, Discussion, and/or Take Action and/or Vote for the following:

- a) Applicant: Jamestown Chamber of Commerce (JCC)  
 Event: July 4<sup>th</sup> Celebration  
 Date(s): July 2, 2023, 4:00 p.m.-9:00 p.m.  
 Location: East Ferry (designated/approved area)

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the July 4<sup>th</sup> Celebration One-Day Event License scheduled for July 2, 2023, 4:00 p.m.-9:00 p.m. located at East Ferry (designated/approved area). Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- b) Applicant: Java Jai Coffee Company (sub-applicant to JCC)  
 Event: July 4<sup>th</sup> Celebration  
 Date(s): July 2, 2023, 5:00 p.m.-9:30 p.m.  
 Location: East Ferry (designated/approved area)

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the Java Jai Coffee Company (sub-applicant to JCC) One-Day Event Vendor Peddler License scheduled for July 2, 2023, 5:00 p.m.-9:30 p.m. located at East Ferry (designated/approved area) Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

**IX. COUNCIL, ADMINISTRATOR, 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:*

A) Interim Town Administrator's Report: Edward A. Mello

1) 6 West Street (Grange) Senior Center/Rhode Island State Grange update.

On Friday, June 9, the Rhode Island State Grange (owner of 6 West Street) notified the Town that they no longer recognized the local Grange charter. They have indicated that the current lease between the Town, the Friends of Jamestown Seniors, and the Grange would not be affected. The Solicitor and Interim Town Administrator Mello will be scheduling a meeting with the State Grange.

2) 90 Carr Lane- cell tower project update.

The private development project proposes a 160' monopole to be located at the corner of North Road and Carr Lane. As proposed, it will include as many as four (4) cell phone carriers to be located on the pole. The project has been reviewed by the Technical Review Committee (TRC) and will move to Planning on June 21. In addition to the comments as the result of the TRC, Town Administrator Mello has requested that the developer also provide accommodations for public safety equipment to be located on the pole.

3) East Ferry Improvements update (New Business)

Mike Gray will be preparing to bid on two areas of work at East Ferry. The repair and reconstruction of the seawall and associated sidewalk directly to the east of the Memorial. Additional work to be considered by the Town Council will be the repair and surface of the "Old Ferry Land" area. (New Business)

4) Former Landfill PFAS (update)

Twelve (12) property owners were notified of the option to participate in private well water testing. To date, six (6) have indicated their desire to participate. The Town consultant will coordinate testing in the near future.

5) Ft. Getty Bathroom Project

Requesting authorization to proceed with the construction of a new "lower" bathroom facility located at FT. Getty. Utilizing \$175,000 in available funds. The Town will serve as the general contractor on the project. (New Business)

6) Safe Routes to School Project update.

The project is out to bid. Bids are due back June 30.

7) Ft. Wetherill Roof Replacement Bid update.

Bids specifications are finalized and will be put out to bid.

8) Short Term Rental Registration (STR)/Inspection development update.

Town staff have renegotiated the contract with Granicus. New terms will include only the monitoring of publically advertised STR units. Registration of STRs will be hosted on OpenGov.com along with all other licenses and permits offered by the Town. Town staff expects to be able offer the registration and inspection by late summer with an anticipated license requirement date of January 1, 2024.

9) \$400,000 RIDE Education Grant opportunity. (Consent Agenda)

Requesting Authorization to submit a grant application in the amount of \$400,000 through RIDE. The program is focused on learning beyond 180-day school year. Town staff plan to collaborate

with Conanicut Island Sailing Foundation and the Recreation Department to provide education programs outside of the normal school hours with a focus on math and science. The program will include an additional focus on workforce development. (Consent Agenda)

- 10) Scholarship: Roberta Fagan is the recipient of a \$1,000 scholarship to attend the New England Municipal Clerk Institute in July.

Town Clerk Roberta Fagan received a \$1,000 scholarship to attend New England Municipal Clerk Institute in July.

- 11) Discover Newport's \$7500 Visitor Grant received.

The Town has received a \$7,500 grant from Discover Newport. Funds will be used to repair/upgrade flooring at the public restrooms adjacent to the Recreation Center and the installation of the outlets on light posts in the village that allow for holiday lighting.

- 12) GovOS (Town Fusion) Land Evidence software: Requesting authorization for approval to execute a one-year extension of the contract in the amount of \$13,500. (Consent agenda)

Requesting authorization for approval to execute a one-year extension of the contract in the amount of \$13,500. (Consent agenda)

- 13) IBPO Contract Review: (executive session)

## **X. UNFINISHED BUSINESS**

None at this time.

## **XI. NEW BUSINESS**

- A) Review, Discussion, and/or Action and/or Vote: Ferry Landing Improvement Project
  - 1) Memorandum from Public Works Director Gray, recommendations for East Ferry Improvement Project

Public Works Director Michael Gray made a presentation to the Town Council. Waterfront reserve funds are proposed again to be utilized to continue the side-walk project focusing on the area around Veterans Square. Director Gray also described an add-alternate project to improve the historic East Ferry landing, which is in disrepair. The proposal would not change the footprint of the historic ferry landing. The project proposes to create an area where a concrete surface/deck could be installed. The sidewalk project would include two elements: reconstruction around the perimeter of stone and mortar; and the sidewalk/concrete cap. Most work would be done by the Town aside from the concrete and masonry, which would be contracted out.

A lengthy discussion ensued.

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the development of the bid for the continuance of the side-walk project around Veterans Square and the add-alternate East Ferry Improvement Project. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- A) Review, Discussion, and/or Action and/or Vote: Approval of the request to proceed with the construction of a new “lower” bathroom facility located at Ft. Getty, utilizing available funds of \$175,000; the Town acting as the general contractor.

Director Gray presented to the Town Council the proposed construction of a new “lower” bathroom facility located at Ft. Getty. It had been determined that rehabilitating the existing historic structure would be too costly and not feasible. He reviewed the proposed design, layout, and materials to be used.

A lengthy discussion ensued regarding materials and design alterations.

A motion was made by Vice President Meagher with a second by Councilor M. White to approve the request to proceed with the preliminary construction of a new “lower” bathroom facility located at Ft. Getty with the construction of a new “lower” bathroom facility located at Ft. Getty, utilizing available funds of \$175,000; the Town acting as the general contractor, looking at alternate materials and alternate design as described. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- B) Review, Discussion, and/or Action and/or Vote: Interim Town Administrator Performance Review; including possible appointment as the full-time/permanent Town Administrator, with terms and conditions of employment to be discussed and voted upon.

Vice President Meagher gave historical context to the appointment of Edward A. Mello as Interim Town Administrator. She initially had misgivings about selecting Ed as the Town Administrator. In the time that Ed has been acting as Interim Town Administrator, he has exhibited leadership skills: well organized; addressed issues head-on; forward thinking and resourceful; engage with the public and most notably the Town Council. Vice President Meagher stated she is pleased to support the appointment of Edward A. Mello as full-time/permanent Town Administrator.

Councilor M. White also made statements in support of Edward A. Mello’s appointment. Over the years Councilor M. White has observed the Police Chief and Town Administrators working collaboratively together. Councilor M. White stated he is happy and proud to appoint Edward A. Mello as the full-time/permanent Town Administrator.

Councilor R. White had no reservations about Edward A. Mello meeting the requirements of the Town Administrator role. As the Town Council liaison to the Harbor Commission, Councilor R. White was exposed to Ed’s highly organized skills. Councilor R. White also commented that he appreciated Councilor Brine’s suggestion to appoint Ed as Interim Town Administrator. The interim period allowed for a “testing period”. Ed has demonstrated his competency and proven he has the skills to “fill the shoes” of the Town Administrator.

President Beye also had reservations about hiring Ed as the Town Administrator but for different reasons. He has the loyalty and respect of the Jamestown Police Department staff and has led that department successfully. President Beye fully recommends the appointment of Edward A. Mello as the full-time/permanent Town Administrator and asks for a motion to that effect.

Town Administrator Mello thanked the Town Council for their support. He stated he has been in public service his entire life, and his policing career has spanned 35 years. In this new chapter of public service, he pledges to be a good steward and guardian of the role of Town Administrator and service to the community.

A motion was made by President Beye with a second by Vice President Meagher to appoint Edward A. Mello as the full-time/permanent Town Administrator. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

## **XII. ORDINANCES, APPOINTMENTS, VACANCIES, AND EXPIRING TERMS**

- A) Ordinances; Discussion and Possible Action to *Order to Advertise* in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances, Chapter 70– Article II Section 25-Notice of violation; admission of truth and payment of fines at police station; amounts, and Chapter 70-Article IV Section 87, Prohibited or Restricted Parking on Specified Streets. These Amendments are proposed to update and modernize the existing Traffic and Vehicle Ordinance.

A motion was made by Vice President Meagher with a second by Councilor M. White to Order to Advertise in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances, Chapter 70– Article II Section 25-Notice of violation; admission of truth and payment of fines at police station; amounts, and Chapter 70-Article IV Section 87, Prohibited or Restricted Parking on Specified Streets. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- B) Appointments, Vacancies, and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
- 1) Tree Preservation and Protection Committee, One (1) Member vacancy(s) with an unexpired three-year term ending date of December 31, 2023.
    - a) Application of interest
      - i) Thomas R. Waddington
  - 2) Zoning Board of Review, One (1) Alternate Member vacancy(s), with an unexpired one-year term ending 12/31/2023.
    - a) Application of interest
      - i) Robert J. Maccini

The Town Council requested interviews to be scheduled for Thomas Waddington and Robert Maccini at the next meeting.

Councilor R. White noted an error on the June 2, 2023 minutes and proposed an amendment.

A motion was made by Vice President Meagher with a second by Councilor M. White to accept the Consent Agenda as amended. Vote: President Beye, Aye; Vice President Meagher; Councilor M. White, Aye; and Councilor R. White, Aye.

### **XIII. 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 the 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) Adoption of Town Council Meeting Minutes
  - 1) June 2, 2023 (Special Meeting)
  - 2) June 5, 2023 (Annual Financial Town Meeting)
  
- B) Minutes of Boards/Commissions/Committees
  - 1) Jamestown Affordable Housing (April 26, 2023)
  - 2) Bike Path Committee (April 14, 2023)
  
- C) Approval of Pole Placement Request by the Narragansett Electric & Verizon New England Inc. for Install Pole 22 (40ft) from Pole 21 to service customer on Melrose Avenue; WR#30702289
  
- D) Acceptance and Receipt of the Mackerel Cove Beach Vendor bid request to provide Frozen non-alcoholic drinks and/or frozen desserts including frozen lemonade and/or novelty ice cream, as recommended by Parks and Recreation Direct Ray DeFalco.
  - 1) Memorandum from Parks and Recreation Direct Ray DeFalco to the Town Council
  
- E) Proclamation 2023-11, Graduates Week
  
- F) Permission to authorize Interim Town Administrator Mello to sign the GovOS Inc. Amendment No. 1 to Agreement for Records Management and Imaging System, (Land Evidence Recording and Cashiering System) to extend the term of the Agreement set to expire August 14, 2023, the provision of the Services for an additional one (1) year, and provide Client the option to renew for an additional four (4) consecutive periods of one (1) year thereafter (each, a “Renewal Period”). The extended term, whether one (1) year or more, shall be referred to herein as the “Extension Period.”
  - 1) Memorandum from Town Clerk Roberta Fagan to the Interim Town Administrator Mello and Town Council recommending the Annual Maintenance Flat Rate Option of \$13,500 per year.

- G) Permission to authorize the Interim Town Administrator to submit a grant application in the amount of \$400,000 through RIDE to fund potential afterschool education programs.
- H) Permission to authorize Town Planner Bryer to submit for pre-application review for various Town projects for potential funding through the RI Municipal Technical Assistance Grant Program.
- I) Ratification of Administrative Event Approvals:
  - 1) Lands End/RI Locations, June 8, 2023 photoshoot on Narragansett Avenue/East Ferry landing
- J) Finance Director's Report: Comparison Budget to Actuals as of May 31, 2023.

Communications were acknowledged.

**XIV. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS**

*The Council may acknowledge any of the listed Communications and Proclamations and Resolutions. Should any member wish to have a conversation on any of the matters, the item will be placed on a future agenda for review, discussion, and/or potential action and/or vote.*

- A) Communications Received:
  - 1) Copy of Writ of Election to Secretary of State Gregg M. Amore  
From: Office of Governor Daniel J. McKee  
Dated: June 1, 2023  
Re: RI Congressional District 1, Special Election
  - 2) Copy of the Email to: Town Council and STR stakeholders  
From: Marian Falla  
Dated: June 1, 2023  
Re: Newport Approves Short-Term Rental Fee Increase to \$800
  - 3) Copy of the Email to: Town Council  
From: Marian Falla  
Dated: June 13, 2023  
Re: Rhode Island General Assembly approves bill to provide tax relief to year-round Newport Residents
  - 4) Copy of Email to: Town Council  
From: Joseph Cannon, President,  
Jamestown Shores Association Sub Committee  
Dated: June 13, 2023  
RE: Opposition to using Shores Protected Lots for Affordable Housing
- B) Proclamations and Resolutions from other Rhode Island Cities
  - 1) Resolution of the Barrington Town Council, Celebrating the Month of June as Barrington Pride Month, Honoring LGBTQIAP+Residents and Centering Trans Youth



- 2) Resolution of the Town of Tiverton, No. 2023-0009, Regarding the Restoration of General Revenue Sharing to Cities and Towns
- 3) Burrillville Town Council voted to support the resolution from Portsmouth joining the town of Jamestown requesting that the Rhode Island Department of Environmental Management develop a recreation plan for the south part of Gould Island.
- 4) Resolution of the Town of Warren in Support of Legislation Authorizing Financing for School Construction and/or Renovation.

**XV. ADJOURNMENT**

A motion was made by Vice President Meagher with a second by Councilor M. White to adjourn at 8:25 p.m. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

Attest:

Roberta J. Fagan, Town Clerk

**BOARD OF CANVASSERS  
JAMESTOWN, RHODE ISLAND  
May 15, 2023**

An advertised meeting of the Board of Canvassers was called to order at 10:03 AM by Carol Nelson-Lee at 93 Narragansett Ave. The following member was present.

Hugh Murphy  
Ken Newman  
Kitty Wineberg, Alternate

Absent: Linda Jamison, Alternate

Also present was: Karen Montoya, Clerk to the Board of Canvasser; Roberta Fagan, Town Clerk

**NEW BUSINESS**

Mr. Murphy made a motion to accept the minutes Nov. 2, 2022 and January 12, 2023. Mr. Newman seconded. So Voted.

Ms. Montoya announced that she would be retiring on June 30, 2023.

Ms. Nelson-Lee opened the discussion of the Financial Town Meeting. Ms. Montoya reported on a new procedure of having someone else, besides the person checking in, put the bracelets on. This will save time during the check in. We will advertise early check-in in the Jamestown Press and by word of mouth. Mr. Murphy volunteered to check in non-registered voters. On the stanchions we will post signs stating to have ID ready. We will start checking in at 6:00 PM. Ms. Montoya went over the check-in process with the Board. ID is not mandatory to vote and calling out the names isn't necessary.

Ms. Nelson-Lee called for a motion to accept the two lists of the non-registered Town and School staff attending the FTM. Mr. Murphy made a motion and Mr. Newman seconded. So Voted.

Ms. Nelson-Lee made everyone aware of the Election Calendar. She also acknowledged the passing of Samira Pease wife of our Town Sargent Fred Pease.

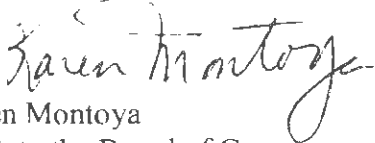
Ms. Montoya reported that Steve Taylor from the Board of Elections, and William West of the State Board are both retiring.

Ms. Montoya also informed the Board that the updated voter registration list reflects the changes made by the NCOA. Many were made "Inactive" or "Cancelled". The Board reviewed the list.

Ms. Nelson-Lee called for a motion to accept the voter list. Mr. Murphy moved and Mr. Newman seconded. So Voted.

Mr. Murphy moved to adjourn and Mr. Newman seconded at 11:35 AM. So Voted

Attest:

A handwritten signature in cursive script that reads "Karen Montoya". The signature is written in black ink and is positioned above the printed name and title.

Karen Montoya  
Clerk to the Board of Canvassers

Cc: Town Council Members (5)  
Board of Canvassers (5)  
Roberta Fagan, Town Clerk

**BOARD OF CANVASSERS  
JAMESTOWN, RHODE ISLAND  
June 28, 2023**

An advertised meeting of the Board of Canvassers was called to order at 9:37 AM by Carol Nelson-Lee at 93 Narragansett Ave. The following member were also present.

Ken Newman  
Linda Jamison, Alternate

Absent: Hugh Murphy, Kitty Wineberg, Alternate

Also present was: Karen Montoya, Clerk to the Board of Canvasser; Keith Ford, Clerk to the Board of Canvasser, Roberta Fagan, Town Clerk

**NEW BUSINESS**

Mr. Newman made a motion to accept the minutes May 15, 2022. Ms. Jamison seconded. So Voted.

Ms. Montoya introduced Mr. Ford as the incoming Canvassing Clerk that will be taking over the position.

Ms. Montoya advised of the timetable for the Congressional District 1 (CD1) Primary that will be held on September 15, 2023. Voter registration deadline is August 6, 2023. Mail ballot Application deadline for the Primary is August 15, 2023. Early voting period for the Primary will be August 16 thru September 5, 2023 with the exception of weekends and holidays.

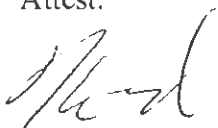
Ms. Montoya opened the discussion regarding the passage of the RIGL that allows for combining polling places. She advised the board that combining both precincts on September 5 Special Primary. Discussion ensued regarding the special election being on the first day of school. Ms. Montoya reported she has been in contact with Jeanette Warner of the Jamestown School Department and the school department has approved Lawn Ave as a voting site. A discussion ensued about issues such as parking and the lack there of handicap spots as there is currently one. Mr. Newman discussed handicap signage and allotting some spots closer to the door for ease of use and by making the request to school staff to park further away. Mr. Newman motioned that the Board vote on combining both the polling places into one and using the Lawn Ave School. Ms. Jamison seconded. So voted.

Ms. Jamison advised that she will be working on a campaign for a candidate that will be running in the CD1 race. She has discussed with other Board members about whether she needs to take a leave of absence or resign. Ms. Montoya added that the law is silent according to the Board of Election. Ms. Jamison advised she wanted to be upfront and to avoid unfavorable consequences to the Board of Canvassers or

any political candidate. Ms. Montoya commented that the Board is fortunate to have Ms. Jamison and she has been a great Board member. Discussion ensued. Ms. Jamison will reach out to the Ethics Board for a ruling and will advise the Board with the outcome.

Mr. Newman moved to adjourn and Ms. Jamison seconded at 10:20 AM. So Voted.

Attest:

A handwritten signature in black ink, appearing to read 'K Ford', written in a cursive style.

Keith Ford  
Clerk to the Board of Canvassers

Cc: Town Council Members (5)  
Board of Canvassers (5)  
Roberta Fagan, Town Clerk

**Approved as amended**  
**PLANNING COMMISSION MINUTES**  
**May 17, 2023**  
**7:00 PM**  
**Jamestown Town Hall**  
**93 Narragansett Ave.**

**I. Call to Order and Roll Call**

The meeting was called to order at 7:00pm and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright - Secretary	Diane Harrison
Bernie Pfeiffer	Dana Prestigiacommo

Not present: Mick Cochran

Also present:

Lisa Bryer, AICP – Town Planner  
Carrie Kolb – Planning Assistant  
Wyatt Brochu, Esq. – Ruggiero, Brochu & Petrarca  
John Aquino, applicant  
Michael Junge, applicant  
George Zainyeh, applicant  
Joseph Shekarchi, Esq. – Shekarchi Law  
Jason Clough, DiPrete Engineering

**II. Citizen’s Non-Agenda Item**

**III. Correspondence**

1. No items at this time

**IV. New Business**

1. High Groundwater Table and Impervious Overlay District – Zoning Ordinance Section 82-314 - Sub-district A review and recommendation to the Jamestown Zoning Board:
  - a. John Aquino: AP 14, Lot 27; 74 Seaside Drive, Jamestown, RI; review, discussion, and/or action, and/or vote;

The applicant, John Aquino represented the application before the Planning Commission. Aquino stated that he will be changing the house after 55 years. The size of the lot makes it

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difficult to enlarge with an addition. The application proposes to build on the existing foundation. He has made the plans with respect to High Groundwater Table and Impervious Overlay District Sub-district A. He followed the advice of Jean Lambert with regards to the appropriate regulations. The septic was replaced in 2015 and that got the process started about thinking of re-doing the house. He mentioned that he will need to seek a variance from Zoning Board due to the location of the existing foundation. He said he thinks the application meets the needs for the high groundwater district.

Discussion ensued regarding building a new dwelling on the existing foundation and moving the deck. The current house will be removed and a new dwelling will be built on the existing foundation. Aquino said that reusing the existing foundation means that they do not have to create new concrete. The current deck at the front of the house will be removed. A new enclosed deck will be put on the back of the new dwelling so it faces the back yard.

Discussion on relief needed from Zoning Board ensued. Aquino said that the existing dwelling does not meet the setbacks for the front and side.

A motion was moved by Commissioner Swistak and seconded by Commissioner Enright as follows:

At the May 17, 2023 Planning Commission meeting, the Planning Commission voted unanimously to recommend to the Jamestown Zoning Board, approval of the application of John Aquino, applicant: AP 14, Lot 27, 74 Seaside Drive, Jamestown, RI; being reviewed under Zoning Ordinance Section 314 - High Groundwater Table and Impervious Overlay District Sub-District A reviewed in accordance with the plans entitled Site Plan for AP14 Lot 27, 74 Seaside Drive, in Jamestown RI" dated 3/21/23, prepared by Commonwealth Engineers and Consultants, Inc.

The recommendation for approval is based on the following findings of facts and recommended conditions of approval as noted in the Memo from Jean Lambert, PE dated March 23, 2023 and amended at the Planning Commission meeting:

#### **Findings of Fact Section 314**

##### Existing Site

1. The property is 29,516 square feet (sf) in area;
2. The existing site is developed with a house, patio, shed and paved driveway (total existing impervious area is **1308 sf or 4.4%**);
3. Topography on the lot slopes from east to west (towards Seaside Drive) on the site;
4. There are no freshwater wetlands on the property;
5. Soil evaluation results show that the site falls under **Sub-district "A"** requirements of the High Groundwater Table and Impervious Overlay District with 14" to the seasonal highwater table and 32" to impervious soil;
6. The maximum impervious cover allowed is **10.0% or 2000 sf** (10% of 29516 = 2952 >2000sf);

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Proposed Site

7. The applicant is proposing to demolish the existing house and rebuild on the existing foundation; the new home will add rooftop over the existing rear porch. The existing paved driveway will be removed and replaced with a pervious crushed stone driveway;
8. The existing OWTS (RIDEM #1515-0032: 5-bedroom SeptiTech to BSF) is current for maintenance (last inspection March 2023);
9. The total proposed impervious cover will be **1385 sf (4.7%)**;
10. A rain garden is proposed to mitigate the increase stormwater runoff associated with the site improvements. A rain garden with a total treatment volume of 88 cf will be installed (84 cf required);
11. The proposed project complies with the requirements of the HGWT Ordinance;
12. The site is an existing nonconforming lot; dimensional variances will be required at zoning for the front (40' required) and corner (30' required) setbacks;
13. Jamestown Engineer Jean Lambert provided correspondence to the Building File and Lisa Bryer, Town Planner dated March 23, 2023 regarding the application (attached).

**Recommended Conditions of Approval**

1. Erosion and sediment controls must be installed at the down gradient limits of site disturbance and maintained until stabilization of the site is attained;
2. After installation, Maintenance and inspection of the existing OWTS shall continue as required by the Town Onsite Wastewater Management Ordinance;
3. The rain gardens shown on the approved site plans must be installed and maintained as outlined on the notes on the approved site plan and the operation and maintenance plan. The Operation and Maintenance (O & M) Plan (reproduced in 8.5" x 11" for the stormwater mitigation (rain garden) shall be recorded in the Office of the Town Clerk with the Zoning Approval and evidence of such shall be provided to the Zoning Enforcement Officer as well as the Planning Department;
4. Any additional future site work including a change to the driveway surface that increases the area of impervious coverage will require a review following the requirements of the High Groundwater Ordinance.

So voted:

Commissioner Pendlebury – aye      Commissioner Enright – aye  
 Commissioner Harrison – aye      Commissioner Pfeiffer – aye  
 Commissioner Prestigiacommo – aye      Commissioner Swistak – aye  
 Motion carries 6-0

2. High Groundwater Table and Impervious Overlay District – Zoning Ordinance Section 82-314 - Sub-district B review and recommendation to the Jamestown Zoning Board:



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- a. Michael Junge: AP 14, Lot 386; 4 Galley Street, Jamestown, RI; review, discussion, and/or action, and/or vote;

The applicant, Michael Junge represented the application before the Planning Commission. His home is an older property that was built before the current zoning ordinances were enacted. His house was built on land that was broken up into two small lots and one double lot. His proposed plans are to build a 14x20 foot garage on back side of property and the garage will need a variance from Zoning Board for setbacks.

Discussion of increasing impervious coverage on a lot that is already exceeding the percentage of impervious coverage ensued. Junge's lot is small and already exceeds the percentage of impervious coverage and the percentages would be increased from 20% to 24%. Commissioner Enright expressed concern over the increase. There is a shed on the lot where there is a well and hot water heater are located. Junge said that he hopes that there is some allowance that can be made.

Discussion of space, size and location of proposed garage ensued. There is enough space for the garage on the right side of the property. The left side of the property has the well and OWTS. The garage would be close to the property line to maximize the square footage. The garage would not largely be seen from the street. Commissioner Swistak asked if a smaller garage could be built. Junge replied that he is already over the 15% of impervious coverage and it's a question of the water being able to go through the ground; he has Cedar Hill Farm and Watson Farm next to his property.

Discussion of location of rain garden and stormwater mitigation ensued. Commissioner Pendlebury expressed concern that the sketch provided showed the rain garden was located in front of the garage and would be driven through to get a car in the garage. Junge said that the car would not be in the garage year-round, just when it snows, and a large portion of the garage would be for wood working, which is currently in one of the bedrooms in the house. Junge said that Jean Lambert, PE recommended a larger rain garden to meet the ordinance requirements. The current house has gutters that drain into the ground with a slight slope.

Discussion of examples of mitigation ensued. Installing a new OWTS and rain gardens are examples of mitigation features. Bryer said that engineers can install underground infiltrators or direct water under driveways but that high groundwater is a problem with maintaining the necessary separation to groundwater. Commission Pendlebury said that a second drainage system can distribute more water to resolve the fact that there is too much imperious coverage. Junge said that he thinks he meets the spirit and intent of the ordinance because of all the open land around him.

Discussion of groundwater testing ensued. Commissioner Prestigiacomo asked why the groundwater has not been tested since 2003. Junge said that if there was change it would not be that different.

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Commissioner Swistak asked if there was a hardship? Junge said yes that he lives on a small lot in a small house, that was built before zoning ordinances were enacted.

Commissioner Swistak explained that the Planning Commission has seen a lot of high groundwater applications. There is no precedent. The Planning Commission listens to each application and tries to be fair and consistent. Commissioner Swistak said that the Planning Commission enforces and defends the ordinances of the town. Junge stated that he differs in opinion. Commissioner Pendlebury said that the Planning Commission votes in accordance with what the ordinance says. Junge said that he disagrees.

Commissioner Swistak said that Junge can go to Zoning regardless of the outcome of their vote. Zoning does not need to follow the decision of the Planning Commission, but he is at risk. Junge said that is one of the reasons why he did not spend funds on a plan or soil test. Also, he could not get engineers or planners to get back to him and he thinks it is because he was already over the allowed percentage. He said that he would like a vote and recommendation from the Planning Commission.

A motion was moved by Commissioner Swistak and seconded by Commissioner Enright as follows:

At the May 17, 2023 Planning Commission meeting, the Planning Commission voted to recommend to the Jamestown Zoning Board, for the application of Michael Junge, AP 14, Lot 386; 4 Galley Street, Jamestown RI; being reviewed under Zoning Ordinance Section 82-314 – High Groundwater Table and Impervious Overly District Sub-District B in accordance with the plans, prepared by the applicant for the above referenced property.

So voted:

Commissioner Pendlebury – no	Commissioner Enright – no
Commissioner Harrison – no	Commissioner Pfeiffer – no
Commissioner Prestigiaco – no	Commissioner Swistak – no

Motion denied 0-6.

The recommendation for denial is based on the following findings of facts as noted in the Memo from Jean Lambert, PE dated March 27, 2023 and Planning Commission review of 82-314 as amended at the Planning Commission meeting:

**Findings of Fact Section 82-314**

Existing Conditions:

1. The existing site is 7,350 square feet (sf) in area and located in a R-40 zone where 40,000 sf is the minimum lot size. The lot is existing nonconforming by size;
2. The existing site is developed with a house, pervious driveway, and shed (total existing impervious area is approximately **1,510 sf or 20.5%**);

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3. The existing 4-bedroom OWTS (RIDEM #0315-1516: Advantex to bottomless sand filter) is to remain. The system was last maintained November 2022;
4. Topography on the lot slopes from east to west on the site;
5. There are no freshwater wetlands on the property;
6. Soil evaluation results and the RIDEM inspector determination show that the site falls under **Sub-district "B"** requirements of the High Groundwater Table and Impervious Overlay District with 60" to the seasonal highwater table and 60" to impervious soil;
7. The existing site exceeds the allowable impervious area by 407 sf (1510 – 1103 = 407). The maximum Impervious cover allowed is **15% or 1103 sf**;
8. The applicant represented the application at the Planning Commission meeting on May 17, 2023;
9. The applicant, Michael Junge testified that he feels strongly that the application should be approved because the stormwater mitigation is proposed to be completed in accordance with the ordinance.

Proposed Site Conditions:

10. The applicant is proposing to construct a new 14' x 20' shed/garage (280 sf) on the site. The existing house and shed are to remain;
11. The total proposed impervious cover will be **1790 sf (24.3%)**;
12. A rain garden is proposed to provide mitigation of the 10-year storm peak flow for the new 280 sf rooftop. A rain garden with a total treatment volume of 114 cf is will be installed;
13. **The project exceeds the 15% allowable impervious cover** as stated in section 82-314 B5, but otherwise complies with the requirements of the HGWT;
14. The applicant has indicated in their narrative that "a 5' variance, towards two unbuildable areas" is requested. A variance from the Zoning Board will be required for this setback relief;
15. Jamestown Engineer Jean Lambert provided correspondence to the Building File and Lisa Bryer, Town Planner dated March 27, 2023 regarding the application (attached).
  - b. George and Ann Zainyeh: AP 3, Lot 127; 433 Seaside Drive, Jamestown; review, discussion, and/or action, and/or vote;

Joseph Shekarchi, Esq., of Shekarchi Law represented the applicant. George Zainyeh. Jason Clough, PE, of DiPrete Engineering presented his education and credentials to the Planning Commission. Commissioner Swistak moved and Commissioner Pfeiffer seconded to accept Jason Clough, PE as an expert witness. All in favor.

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Shekarchi said that the Zainyeh family have lived in Jamestown for a long time. They raised their kids in the home. They are looking to make the home compatible with the neighborhood and make it easier to get in and out of. The plans have taken an impervious part of the patio and made it pervious. The project will be net-zero impervious cover due to increased mitigation.

Clough stated that the property is a substandard lot of record. The existing impervious coverage is at 26.6%. The change of the patio from impervious to pervious creates a 3 sq ft decrease in impervious coverage and there is no net increase. The test holes dug for the water table place the property in category B. The water table is lower due to fill in excess of 55 inches.

Discussion ensued how the patio will become pervious? The gaps between the pavers and the stone reservoir underneath make the patio pervious. The blue stone pavers will be placed four inches apart, when the RI Guidelines for Stormwater show that two inches is sufficient.

Discussion of the driveway ensued. The U-shaped driveway is impervious and was installed in 2000 and at the time the high groundwater ordinance was not in place. Commissioner Swistak asked if the applicant would be willing to make the driveway a pervious surface when it needs to be replaced as a condition of approval? The applicant, George Zainyeh said that was acceptable.

Discussion of the soil testing process with the fill ensued. Clough explained that you cannot count the fill and that the test needs to be from original grade. The fill has been on the lot for 50 years. Shekarchi said that the area was filled-in in the 1950s. The example of taking an unbuildable lot and filing it in, then waiting a year or two, getting the soil re-tested and now it's a buildable lot was given as to why you cannot count fill.

A motion was moved by Commissioner Swistak and seconded by Commissioner Enright as follows:

At the May 17, 2023 Planning Commission meeting, the Planning Commission voted to recommend to the Jamestown Zoning Board, approval of the application of George A and Ann M Zainyeh, 433 Seaside Drive, AP 3, Lot 127, Jamestown RI; being reviewed under Zoning Ordinance Section 82-314 – High Groundwater Table and Impervious Overlay District Sub-District B in accordance with the plans entitled “Site Layout Plan, 433 Seaside Drive, AP 3, Lot 127, Jamestown RI” dated 4/24/23, prepared by DiPrete Engineering. The supporting material prepared by DiPrete Engineering, Two Stafford Court, Cranston, RI 02920 for the above referenced property.

The recommendation for approval is based on the following findings of facts (and recommended conditions of approval) as noted in the Memo from Jean Lambert, PE dated May 3, 2023 and amended at the Planning Commission meeting:

**Findings of Fact Section 314**

Existing Conditions:

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1. The existing site is 15,262 square feet (sf) (14,791 without wetland area) and located in a R-40 zone where 40,000 sf is the minimum lot size. The lot is existing nonconforming by size;
2. The Tax Assessor shows that it is a 3-bedroom house based on the current OWTS;
3. The existing site is developed with a 1,960 sf house, 1,356 sf impervious driveway and ancillary garden structures;
4. The property has an existing OWTS permit from RIDEM (#0015-2497) for three bedrooms. The OWTS has been maintained per Town Ordinance. The last inspection occurred 3/2022;
5. Topography on the lot slopes from east to west on the site, towards Narragansett Bay;
6. Soil testing indicates that the site falls under Sub-district B of the HGWT Ordinance (25" SHWT and 66" to Category 9 soils);
7. **The existing impervious cover on the site is 3,938 sf (26.6%);** Sub-district B allows 15% impervious cover;
8. The property is within the jurisdiction of CRMC;
9. The applicant's representatives Joseph Shekarchi, Esq., of Shekarchi Law and Jason Clough, PE, of DiPrete Engineering, was accepted as an expert witness, at the Planning Commission meeting and present at the Planning Commission on May 17, 2023;
10. The patio converted from impervious to pervious as shown on the plans;

**Proposed Site Conditions:**

11. The property owners propose to convert the existing patio (260 sf) to a pervious patio and remove the existing house landing (56 sf). A small addition (169 sf) and landing (57 sf) will be added;
12. The proposed impervious cover on the site is **3,935 sf (26.6%)**;
13. There is a 3-sf reduction in impervious coverage on the lot (the overall percentage is unchanged). No stormwater mitigation is required; however, the proposed pervious patio will provide a reservoir for stormwater infiltration;
14. A reduction in overall impervious area of 3 sf is proposed;
15. **The project exceeds the 15% allowable impervious cover** but otherwise complies with the requirements of the HGWT;
16. Jamestown Engineer Jean Lambert provided correspondence to the Building File and Lisa Bryer, Town Planner dated May 3, 2023 regarding the application (attached);
17. The site conditions are improved by a slight reduction of impervious cover and the patio replacement to pervious pavers with gravel under for stormwater storage.

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### **Recommended Conditions of Approval**

1. The existing site exceeds the allowable impervious surface area. The existing impervious area is 3,938 sf and the allowable impervious area is 2,218 sf. A variance from the Zoning Board will be required;
2. No additional bedrooms allowed;
3. Erosion and sediment controls must be installed at the down gradient limits of site disturbance and maintained until stabilization of the site is attained;
4. Maintenance and inspection of the existing OWTS shall continue as required by the Town Onsite Wastewater Management Ordinance;
5. Any future site work that increases the area of impervious coverage will require a review following the requirements of the High Groundwater Ordinance;
6. When driveway needs to be replaced, it will become a pervious surface.

So voted:

Commissioner Pendlebury – aye      Commissioner Enright – aye  
 Commissioner Harrison – aye      Commissioner Pfeiffer – aye  
 Commissioner Prestigiaco – aye      Commissioner Swistak – aye  
 Motion carries 6-0

### **V. Old Business**

1. No items at this time.

### **VI. Reports**

1. Planner's Report
  - A. Future meetings – topics and applications

The State has a 3-hour education requirement for Planning Commissions. The next municipal education session will be on May 31 from 5:30-8:30pm via Zoom. Commissioners can sign up by emailing Nancy Hess by May 26, and it takes care of the requirement for the year.

June 7 – no meeting

June 21 – Application for Communications Tower at 90 Carr Lane. There was a TRC meeting held and with lots of really great questions and answers.

July 5 – further discussion of Zoning Ordinance Updates .

Bryer said that the Town has received approval to go out to bid for Safe Routes to School.

Commissioner Swistak asked if a demolition permit was issued for casino house? Bryer said yes. Commissioner Enright said that the applicant did have to submit total historic report done by a professional historian. She was able tour the property, the floors are in great shape and there is a plan in place to try to save the chimney and fireplace.

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Commissioner Swistak asked if there are bills to change the ADUs law in the legislature this session? Bryer said that there are two bills that are in discussion.

**VII. Approval of Minutes – review, discussion and/or action and/or vote**

1. May 3, 2023

A motion was moved by Commissioner Enright and seconded by Commissioner Pendlebury to approve the minutes from the May 3, 2023 meeting as amended. All in favor.

Page 4: paragraph one: changed to “ allowed in a residential zone.”

Page 4: #17: add “Need to ensure design guidelines are applied to multi-family structures. The same language used for development within the Village District should be applied to multi-family structures to be consistent.”

Page 4: #18: sentence 1: removed duplicate “with the”

Page 4: #18: sentence 5: change to “stormwater mitigation plans”

**VIII. Adjournment**

A motion to adjourn at 8:23pm was moved by Commissioner Swistak and seconded by Commissioner Enright. All in favor.

Attest:

Carrie Kolb

Approved as amended  
**PLANNING COMMISSION MINUTES**  
**June 21, 2023**  
**7:00 PM**  
**Jamestown Town Hall**

**I. Call to Order and Roll Call**

The meeting was called to order at 7:00pm and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Mick Cochran	Rosemary Enright - Secretary
Diane Harrison	Bernie Pfeiffer
Dana Prestigiacommo	

Also present:

Lisa Bryer, AICP – Town Planner  
Carrie Kolb – Planning Assistant  
Wyatt Brochu, Esq. – Ruggiero, Brochu & Petrarca  
Brian Grossman, Esq. – Bowditch & Dewey  
Joseph Duquette, Esq. – Bowditch & Dewey  
Louis Vitali – Navigator Properties, LLC  
Sohail Usmani, Radio Frequency Engineer, C Squared Systems LLC  
Nick Robertson, resident

**II. Citizen’s Non-Agenda Item - none**

**III. New Business**

1. 90 Carr Lane, Plat 4 Lot 17. Jamestown, RI – Proposal by Navigator Properties LLC/Carr Homestead Foundation for a 160’ monopole wireless communication tower and related ground infrastructure. Review, discussion and/or action and/or vote:
  - a. Jamestown Planning Commission Development Plan approval per Zoning Ordinance Article 8 – Regulations for RR-200 Zoning District, Advisory Report to Zoning Enforcement Officer;
  - b. Recommendation to Jamestown Zoning Board of Review – Special Uses Permit per 82-300, Table 3-1 V.12 for transmission lines, towers or substations in RR-200 district



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Brian Grossman, Esq., with Bowditch & Dewey represented the application, and also Louis Vitali, Navigator Properties, LLC (DBA Mariner), Sohail Usmani, Radio Frequency Engineer, with C Squared Systems attended the meeting on behalf of the application.

Grossman said they submitted an application, stormwater management report and supplement to build a 160-foot monopole on a concrete foundation in the RR-200 zoning district at 90 Carr Lane. There is a need for the wireless communication system on the north end of Jamestown to increase broad-based geographic coverage. The setbacks are 160 feet from North Road, 175 feet to the north and south, and 1100 feet to the east. The FAA determination of no hazard to air navigation means that the monopole does not require marking or lighting. The monopole can accommodate up to four (4) wireless carriers.

The monopole is centered inside a proposed 75 feet x 75 feet compound and the proposed fence is an eight (8) foot chain link fence with privacy slats. The compound is surrounded by heavy vegetation and fencing. Most of the vegetation will stay in place except for the compound and access road. The carrier's equipment will be within fenced compound. The carriers will put in a concrete pad, typically 10 feet x 20 feet, with weather proof equipment cabinets that include their radio communications equipment, and some still use a shelter that are eight to ten feet tall. The ground cover inside the compound is crushed stone, aside from the concrete carrier pads and monopole foundation. There is very little increase in impervious surface. The access road will be a pervious asphalt surface.

The utility vehicles that monitor the site, one to two times per month, for the carriers are SUV size vehicles and will not look out of place. The permeable pavement for the access road will be maintained every six months. There is a stone wall on the property that runs parallel to North Road and just for the access road to be created stones will be removed to create the opening. The stones will be stacked and left onsite, with a notation in the plans. In terms of additional equipment, Mariner will not have its own generator onsite. Each carrier will have battery pack up system as a primary, and there is a note in the plans that the batteries are required to be the gel type that are deemed non-hazardous by the EPA. There is also a note in the plans that generators need to run on propane, not diesel or natural gas.

There are no wetlands on the site. Sediment and erosion control will be put in place when building the site and storm water run-off will be contained onsite. The compound is unmanned and does not require water or sewer and does not emit pollution.

The application requires development plan review from the Planning Commission. The Zoning Board of Review will need to grant a special use permit under the category transmission lines, towers or substation and an additional special use permit for the height.

Grossman discussed the two general frequency bands used, 700 and 1900. He explained that 700 travels further and that 1900 is limited in coverage. The carriers layer the two frequencies for

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infill coverage. Charts from C Squared Systems LLC were presented to explain the coverage and proposed coverage areas.

Discussion of coverage ensued. In the white areas on the coverage chart, the carriers do not achieve 99% coverage. The amount of coverage a resident receives depends on where they are situated. Water interferes with coverage and service at the northern outer edge of the island will take longer to load websites.

Discussion of emergency at the pole ensued. If there was a problem with the equipment on the pole, a certified and trained worker would climb the pole. The question was asked who is responsible if a worker gets stuck on the pole? Grossman said that he has never heard of a situation where a worker was stuck on a pole.

Discussion ensued regarding the different heights of monopoles. The question was asked how the 160-foot height was determined. Grossman said a height analysis was done in order for the lowest carrier on the pole to be able to provide coverage.

Discussion ensued regarding noise from the generators. A question was raised about the noise from the generators. Grossman explained that the generators have mufflers and the battery back-up has to run out before the generators kick in. The generators are exercised once per week and that can be done during business hours. The generators will allow residents to have cell coverage for emergency services after the battery backup is out. Grossman said that not all carriers put in generators at each site. The question was raised what happens to coverage? Grossman said that battery back-up continues coverage 95% of the time.

Discussion ensued regarding painting the monopole. The question was asked if their monopole can be painted a grayish blue? Grossman said that the monopole is made of galvanized steel. His recommendation is to leave the monopole unpainted as it tends to blend into the background. When painted and non-painted monopoles are near each other, the painted ones are more visible.

Discussion ensued regarding camouflage on the monopole (such as tree structures). Grossman said that in some mountainous circumstances faux foliage works to blend the monopole into the background. Due to the tree line in Jamestown, camouflage/faux foliage will not work.

Discussion ensued regarding the of safety and welfare of residents. Grossman said that more than 50% of the entire population is wireless cell phone only and do not have telephone land lines. Each year the percentage of wireless only number creeps up. The monopole will allow cell phone users to call public safety for help.

Discussion ensued regarding the need for a monopole in the future. Grossman said that as

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technology advances, there is the need for more facilities, not less. People want to use their cell phones in homes and offices and there is a need more sites to be closer to the users. Satellites are too far away and cannot handle the number of users.

Discussion ensued regarding booster equipment and who is responsible for installing it? Grossman said that there may be pockets where nodes/booster equipment are needed. The carriers would be responsible for installing the nodes and some towns come up with their own solutions.

Discussion ensued regarding supervision of construction. Mariner hires the contractor and construction works like any other project. The monopole will be erected with a crane and the access into the site and turn around area have been calculated for a crane.

Discussion ensued regarding public safety. Public safety will have access to the compound. Public Safety has reviewed the plans, and made comments. Public Safety will be allowed to build a shed within the compound.

Discussion ensued regarding the memo written by Jean Lambert. A question was asked if all the comments from Jean Lambert were included in the site plan? Grossman said that all of the comments were addressed. The culvert that appeared on the original plan was removed from the updated plan.

Discussion ensued regarding the stone wall. The question was raised if the stone wall can be improved? The note in the plans states that stonewall needs to be maintained as it is in now. Grossman is not sure how to quantify the improvements because the stone wall is on the property, outside of the land leased by Mariner? It was discussed that stones will not be removed from the site and that the access road will be wide enough that trucks turning around do not take out any more stones.

Discussion ensued regarding a removal bond. A question was raised if an escalation clause can be added? Grossman said that the standard escalation clause is 10% every five (5) years. Bryer asked how the removal bond is addressed in the lease between Navigator Properties LLC/Mariner and Carr Family Foundation. Vitali said that it is not addressed. The question was asked why the Town would get involved in removing an item from private property? If the tower is being un-utilized, then it becomes a public safety issue. The bond ensures that the taxpayer does not have to pay for the removal.

Discussion ensued regarding if Mariner is registered as foreign corporation with Secretary of State's office in Rhode Island? Grossman replied that they are working on it.

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Discussion ensued regarding carrier compliance and FCC. The question was raised do the carriers get compliance approval each time? Grossman explained that the carriers decide their equipment needs. The carriers are licensed under the FCC guidelines and are required to comply with the obligations. The FCC needs to be technology and competitor neutral. The FCC is the regulator of the tower, not the Town of Jamestown.

Public Comment:

Nick Robertson of 109 Carr Lane asked some questions.

How will it affect property in the area? Grossman said that there was a property value assessment included in the application and the property values will not go down. Robertson will be sent a copy of the report after the meeting.

How much consideration was given to the landfill –are they the same elevation? Vitali said that the landfill was the first site that Mariner looked at. There were two problems with the site, there were restrictions on where the tower could be located and the site itself was too far north for the carriers. Bryer said that a town report on using the landfill showed a tower would be too far north and didn't provide enough coverage that was needed for the masses in West Passage and the Shores.

Robertson said that does not have problems at his home.

Commissioner Swistak said the applicant that the packet took a complex topic, simplified it and made it easy to understand what was going on.

A motion was moved by Commissioner Swistak and seconded by Commissioner Enright as follows:

At the Jamestown Planning Commission meeting on June 21, 2023, Navigator Properties, LLC presented a plan to install a 160-foot monopole wireless cellular communication tower and related ground infrastructure at 90 Carr Lane. The Planning Commission unanimously voted to recommend to the Jamestown Zoning Board, approval of the application being reviewed under: Zoning Ordinance Article 8 – Regulations for RR-200 Zoning District, Advisory Report to Zoning Enforcement Officer; Special Uses Permit per 82-300, Table 3-1 V. 12 for transmission lines, towers or substations in RR-200 district; Special Uses Permit per 82-305 B exceptions to height regulation for a structure in excess of 50 feet; and Special Uses Permit per 82-306 D for relief for an eight (8) foot security fence, if required.

The application of Navigator Properties, LLC, 90 Carr Lane was reviewed by the TRC on May 17, 2023 and the Planning Commission on June 21, 2023. The review and recommendation was based on the discussion at these meetings as well as submittal of the following information: Plans entitled Site Number: NAV-29, site name: Jamestown RI. Site Address: 90 Carr Lane, Jamestown, RI 02835, Newport County:

- Title Sheet T-1
- General notes GN-1

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- Survey C-1, 2
- Site Plan C-3
- Compound Plan and Elevation A-1
- Details A-2
- Erosion Control and Grading Plan A-3
- Erosion Control Details A-4
- Soil Map A-5

The following information was submitted as part of the development package:

1. Application for Development Plan Review, signed and dated March 24, 2023
2. The Original Owner Authorization Form was received May 17, 2023
3. Project Narrative signed by Attorney Brian S. Grossman (7 pages)
4. Jamestown Application "Alternatives Analysis"
5. Fair Market Advisors, LLC report (40 pages)
6. Report by Donald L. Haes, Jr., CHP, Radiation Specialist (13 Pages)
7. RF Report dated February 7, 2023
8. Wetland Report from Natural Resource Services, Inc., Scott P Rabideau, PWS
9. Stormwater Management Report by TEP Northeast dated April 25, 2023
10. 300 foot abutters list
11. Owner Authorization Form
12. Supplement #1 dated June 14, 2023

The Planning Commission Advisory Report and recommendations for approval are based on the following findings of fact and subject to the following conditions of approval:

Findings of Fact:

1. This application has been reviewed by the TRC on May 17, 2023. (See attached Minutes from TRC);
2. This property is located in the RR-200 Zoning District. This district covers the watershed area of the north and south pond reservoirs. Towers are permitted in this district by special use permit from the Zoning Board of Review. This application is subject to Development Plan Review per Article 8 of the Jamestown Zoning Ordinance;
3. The existing site has two existing homes, one built in 1690 and one built in 1940 according to town records. The older structure is presumed the oldest house in Jamestown and the former home of Governor Carr;
4. The Cellular Communication Tower is permitted in the RR-200 zoning district by special use permit;
5. The property is 10.65 acres and is currently afforded the tax structure of "Farm, Forest, and Open Space";
6. The applicant will be entering into a long term property lease from the Carr Homestead Foundation will be in 5-year increments between 30-50 years for a portion of Plat 4 Lot 17, 90 Carr Lane;

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7. The Cell Tower compound will be made out of concrete and crushed stone and the driveway and access turnaround is permeable pavement. The concrete parts will be 10x20 foot equipment pad for the carriers and the foundation for the tower. The site will be minimally visible from the road with views of the access road and potentially the 75x75 foot compound;
8. Stormwater will be infiltrated onsite and a stormwater report was provided and reviewed by the Town Engineer, Jean Lambert. All her concerns have been addressed;
9. Navigator Properties, LLC has indicated that they are constrained by the land owner as to where the tower can be located;
10. There are no wetlands on the property within 100 feet of the Tower Facility;
11. The Applicant has agreed that propane generators will be used if needed and no petroleum fuel will be stored on site;
12. The Applicant has agreed to provide space on the Tower, for communication for first responders, at no cost the Town at a height not to exceed 115 feet above ground level to the top of all antennas and appurtenances. This limitation is necessary to avoid potential interference with a wireless communications provider occupying the lowest available mounting height for their equipment. The Applicant would require a written agreement documenting the Town's use of the Tower;
13. The Applicant will construct and maintain the Tower, compound and access easement, but its tenants will determine whether to utilize equipment shelters or weatherproof ground mounted equipment cabinets. It is common that wireless communications providers utilize equipment cabinets and not shelters; therefore, there is no guarantee that a shelter would be installed at the Property. For safety reasons, wireless communications providers typically do not permit others to share shelter space or have access to their equipment shelters (if one is even installed);
14. The Planning Commission, reviewed this application under the Jamestown Zoning Ordinance and note the following approvals/relief are required:
  - c. Jamestown Planning Commission Development Plan approval per Zoning Ordinance Article 8 – Regulations for RR-200 Zoning District, Advisory Report to Zoning Enforcement Officer;
  - d. Recommendation to Jamestown Zoning Board of Review – Special Use Permit per 82-300, Table 3-1 V.12 for transmission lines, towers or substations in RR-200 district;
  - e. Recommendation to Zoning Board of Review – Special Use Permit for height of a structure over 50 feet; and,
  - f. If deemed necessary, a variance for a fence over 6 feet in height.
15. The proposed monopole is set back a minimum of 160 feet from the front, North Road, property line, 175 feet from the north and south side lot lines and approximately 360 feet from the closest structure on site. The site is completely wooded and will not need additional screening for that reason. The Communication Tower meets the required setback for the proposed height; 1 foot for each foot setback from the property line;

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16. The 8-foot fence around the compound is recommended and supported for safety reasons;
17. The Applicant has agreed to provide a removal bond, indicating that it is not uncommon for the industry; and,
18. The health, safety and welfare benefits of providing the north end of Jamestown with a cellular communication tower outweigh any conflicting considerations in the Comprehensive Plan.

Conditions of Approval:

1. The Applicant shall provide a written agreement documenting the Town's use of the Tower. The written agreement would provide that the rights to utilize the designated space would be assignable to any public safety agency which supports communications for first responders, subject to necessary limitations including without limitation those concerning interference and structural capacity;
2. The removal bond shall name the Town and shall be a fully inclusive estimate of the costs associated with removal, prepared by a qualified engineer. The amount shall include an escalator clause for a 10% increase every 5 years;
3. The Stormwater Mitigation measures shall be adhered to and the construction superintendent shall coordinate with the Town Public Works Department to insure compliance;
4. Any future on-site generators shall be fueled by propane. No petroleum fuels shall be used or stored on site;
5. Any permanent on-site generators shall utilize a sound reducing enclosure;
6. The stones from the stone wall shall be maintained on site. The design of the driveway entrance shall take turning radii into consideration so as not to encourage stone wall damage from entering or exiting the site;
7. The permeable pavement on site shall be appropriately maintained every 6 months as noted on Plan A-1;
8. Public Safety access shall be provided either by key, knox box, or combination lock;
9. The applicant shall be required to register with RI Secretary of State Corporations as a foreign entity doing business in RI.
10. This application is subject to Zoning Board approval for the following.
  - a. Recommendation to Jamestown Zoning Board of Review – Special Use Permit per 82-300, Table 3-1 V.12 for transmission lines, towers or substations in RR-200 district;
  - b. Recommendation to Zoning Board of Review – Special Use Permit for height of a structure over 50 feet; and,
  - c. If deemed necessary, a variance for a fence over 6 feet in height.

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So voted:

Commissioner Pendlebury – aye	Commissioner Cochran - aye
Commissioner Enright – aye	Commissioner Harrison – aye
Commissioner Pfeiffer – aye	Commissioner Prestigiacommo – aye
Commissioner Swistak – aye	

Motion carries 7-0

#### IV. Old Business

1. No items at this time.

#### V. Correspondence

1. Memo to Zoning Board for High Groundwater Table and Impervious Overlay District Section 82-314 - Sub-district A:
  - a. John Aquino: AP 14, Lot 27; 74 Seaside Drive, Jamestown, RI;
2. Memos to Zoning Board for High Groundwater Table and Impervious Overlay District Section 82-314 - Sub-district B:
  - a. Michael Junge: AP 14, Lot 386; 4 Galley Street, Jamestown, RI;
  - b. George and Ann Zainyeh: AP 3, Lot 127; 433 Seaside Drive, Jamestown, RI;
3. Administrative Subdivision approval letter, William and Jessica Cushman and 361 Highland LLC: AP 10 Lots 37 & 153, 145 Fort Wetherill Road & 361 Highland Drive, Jamestown, RI
4. Administrative Subdivision approval letter, Samuel and Natasha Younts and Rikhi D'Souza: AP 3, Lots 51 and 235, 973 and 991 North Main Road, Jamestown, RI

Correspondence recognized as received. Bryer responded that the Cushman administrative subdivision was between the same property owners on two lots and they were transferring land from one lot to the other. The conditional subdivision approval for North Main Road will go before the Zoning Board for approval for Plat 3 Lot 235 becoming more non-conforming in terms of size prior to final Administrative Subdivision approval.

#### VI. Reports

1. Planner's Report
  - A. Future meetings – topics and applications

Bryer stated that the Town Council appointed Ed Mello as permanent Town Administrator at the June 20 Town Council meeting. TRC will be held tomorrow for 2 Hammett Court for existing 5-unit Affordable Housing. The second large structure onsite has been used for a lumber yard and offices. The proposal by the same owner, Looking Upwards/Bridges, is to convert the large structure into 12 affordable housing units. They will go through major land development project process and have asked to combine Master Plan and Preliminary processes and hearings.

#### VII. Approval of Minutes – review, discussion and/or action and/or vote

1. May 17, 2023

A motion was moved by Commissioner Enright and seconded by Commissioner Harrison to approve the minutes from the May 17, 2023 meeting as amended. All in favor.



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Page 5 Paragraph 2: replace ~~its~~ with it's

Page 5 Paragraph 4: sentence 1: remove ~~denial of~~ and replace with "for"

Page 6: Roll call vote moved to page 5 under the motion.

Page 7 Paragraph 4 Sentence 2: replace ~~can not~~ with cannot. Add "and that" after the word "fill"

Page 7-8: Replace numbering of ~~16 through 32~~ with numbering of 1-17

### **VIII. Adjournment**

A motion to adjourn at 8:58pm was moved by Commissioner Enright and seconded by Commissioner Harrison. All in favor.

## JAMESTOWN ZONING BOARD OF REVIEW

### Minutes of the May 23, 2023 Meeting

A regular meeting of the Jamestown Zoning Board of Review was held at the Jamestown Town Hall, 93 Narragansett Avenue. The Chairman called the meeting to order at 7:00 p.m. The clerk called the roll and noted the following members present:

Richard Boren, Chair  
Dean Wagner, Vice-Chair  
Terence Livingston, Member  
James King, Member  
John Shekarchi, 2<sup>nd</sup> Alternate  
James Sisson, 3<sup>rd</sup> Alternate

Also present:

Wyatt Brochu, Counsel  
Peter Medeiros, Zoning Officer  
Brenda Hanna, Stenographer  
Pat Westall, Clerk

### MINUTES

#### Minutes of April 25, 2023

A motion was made by Dean Wagner and seconded by Terence Livingston to accept the minutes of the April 25, 2023 meeting as presented.

The motion carried by a vote of 5 – 0.

Richard Boren, Dean Wagner, Terence Livingston, James King and James Sisson voted in favor of the motion.

John Shekarchi was not seated and Jane Bentley was absent.

### CORRESPONDENCE

All correspondence was in reference to items on the agenda.

### NEW BUSINESS

Sanborn

A motion was made by Richard Boren and seconded by Dean Wagner to deny the request of Mary Lou Sanborn, whose property is located at 21 Bay View Dr., and further identified as Assessor's Plat 8, Lot 519 for a variance from Article 3, Section 82-306 D to construct an acoustic fence approximately 20' in height on south and west sides of property.

This Board has determined that this application does not satisfy the requirements of Article 6, Section 600, Section 606, and Section 607, Paragraph 2.

1. On or about 2/15/2023, the applicant applied to the Zoning Board of Review for a dimensional variance to build an acoustical fence approximately 20 feet in height on the property line.
2. Zoning Ordinance 82-306D provides that fences and walls not exceeding six feet in height in any district may be constructed in any yard.
3. Sec. 82-606 Conditions for granting a variance.

Sec. 82-606. Conditions for granting a variance.

In granting a variance, the zoning board of review 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 unique characteristics of the subject land or structure and not to the general characteristics of the surrounding area; and is not due to a physical or economic disability of the applicant;
2. That the hardship is not the result of any prior action of the applicant and does not result primarily from the desire of the applicant to realize greater financial gain;
3. That the granting of the requested variance will not alter the general character of the surrounding area or impair the intent or purpose of the ordinance [this chapter] or the comprehensive plan upon which the ordinance [this chapter] is based; and
4. That the relief to be granted is the least relief necessary.

Sec. 82-607. Variances--Additional restrictions.

The zoning board of review shall, in addition to the above standards, require that evidence be entered into the record of the proceedings showing that:

In granting a dimensional variance, the hardship that will be suffered by the owner of the subject property if the dimensional variance is not granted shall amount to more than a mere inconvenience. The fact that a use may be more profitable or that a structure may be more valuable after the relief is granted shall not be grounds for relief.

4. Attached to Ms. Sanborn's application, and accepted as full exhibits are the following:
  - a. Letter from Ms. Sanborn identifying the noise, odors, light and traffic since the opening of the restaurant, JB's On the Water at the Bay Voyage Inn.
  - b. An overhead photograph of Ms. Sanborn's residence with a proposed acoustic fence superimposed on the south and west side of her property.

- c. A photograph of a 20 ft. tall acoustical fence at "Masso's Catering Orchard Garden." On the right side of the photograph is a 6 foot tall fence adjacent to the 20 foot tall acoustical fence.
- d. Various photographs of the Bay Voyage Inn during the day and at night.
- e. Photographs of arborvitae trees on the border of Ms. Sanborn's property line.
- 5. At the zoning board hearing on April 25, 2023, Ms. Sanborn offered no other exhibits and no other exhibits were introduced.
- 6. Ms. Sanborn was the sole witness on behalf of her application for a dimensional variance seeking a 20 foot acoustical fence, where 6 feet is allowed.
- 7. Ms. Sanborn testified that she purchased her residence in 2013 to down size. There was a restaurant at the Bay Voyage Inn when Ms. Sanborn moved into her adjacent residence. Since JB's On the Water opened for business, the quality of life has deteriorated, according to Ms. Sanborn. She testified that JB's is open 7 days a week, 10 to 12 hours a day. JB's has added outdoor speakers. Ms. Sanborn can smell the odors from the exhaust fans. Ms. Sanborn testified that there has been restaurant trash disposal as late as 11:30 p.m. There is excessive lighting from the pool area. Ms. Sanborn testified that she suffers a hardship of noise and smell. Ms. Sanborn testified that her border of arborvitae are not sufficient to block the noise.
- 8. In response to questions from Zoning Board members, Ms. Sanborn testified as follows:
  - a. Ms. Sanborn purchased her residence on 11/30/12.
  - b. Ms. Sanborn has been a Jamestown resident for over 40 years and was aware that there were a number of restaurants at the Bay Voyage Inn over those years.
  - c. Ms. Sanborn seeks to install a 20 foot fence on her property, but does not know the length of the fence that she proposes.
  - d. Ms. Sanborn does not know the thickness of the proposed fence.
  - e. The restaurant, JB's On the Water, is on the southern and eastern side of the Bay Voyage building.
  - f. Within the same building as JB's to the north are rooms for guests.
  - g. North of the building and up to Ms. Sanborn's property is a parking lot.
  - h. When Ms. Sanborn purchased her residence, a restaurant, rooms for guests, the parking lot and a swimming pool were all on the Bay Voyage property.
  - i. Ms. Sanborn does not know the distance in feet between the northern most point of the restaurant and the southern most point of Ms. Sanborn's property line and/or residence.
  - j. Ms. Sanborn has neither determined nor engaged any expert to determine the sound level present either at the restaurant or her residence on different days and different hours of the day or night.
  - k. Ms. Sanborn did not present any testimony from the acoustical fence company regarding:
    - a) Noise survey
    - b) Length of fence
    - c) Fence composite
  - l. Most importantly, Ms. Sanborn presented no testimony regarding noise and/or light abatement of a 6 foot fence, a 12 foot fence, a 16 foot fence or a 20 foot fence were to be installed.
  - m. Ms. Sanborn presented no testimony that a 20 foot acoustic fence would abate more noise than a 6 foot fence.
  - n. Ms. Sanborn presented no testimony that any survey was performed regarding either efficiency of a 20 foot acoustical fence or that there were any such fences in Jamestown.

- o. Anecdotally, Ms. Sanborn believed that she was aware of a fence in Jamestown greater than 6 feet in height, but had not measured the fence and was unaware if the fence predated the zoning ordinance.
  - p. Ms. Sanborn presented no testimony based on any degree of certainty or probability that a 20 foot acoustical fence would eliminate all noise and/or light from the restaurant or any particular percentage of noise and/or light.
  - q. Ms. Sanborn has not filed any lawsuit based upon nuisance against JB's On the Water.
  - r. Ms. Sanborn has not looked into planting trees on a staggering basis to deflect noise and light.
  - s. Ms. Sanborn presented no testimony whether alternative options to a 20 foot fence, such as acoustic windows or acoustic insulation would be the least relief necessary.
9. Robert Peckham, 116 East Shore Road, testified without any evidence or survey that Ms. Sanborn's present arborvitae on the property line are actually over the property line and the proposed fence would therefore, not be on Ms. Sanborn's property.
  10. Peter Medeiros, Jamestown Zoning Official, testified that as far as he knows, JB's On the Water is in compliance with all Town and Zoning Ordinances.
  11. The granting of the requested variance will alter the general character of the surrounding area.
  12. The relief sought is not the least relief necessary.
  13. The applicant has failed to prove under her burden that any fence variance from and greater than six feet will causally impact sound and light from JB's On the Water.

The motion carried by a vote of 5 – 0.

Richard Boren, Dean Wagner, Terence Livingston, James King and James Sisson voted in favor of the motion.

John Shekarchi was not seated and Jane Bentley was absent.

### Amsden

A motion was made by James King and seconded by Terence Livingston to grant the request of Ashley and Matthew Amsden, whose property is located at 29 Bayberry Rd, Jamestown, RI 02835, and further identified as Tax Assessor's Plat 12, Lot 61 for a Variance. This application seeks dimensional relief granted under Article 6 Section 82-600, 605, and 606, pursuant to Article 3, Section 82-302, District Dimensional Regulations, Table 3-2 for the R-40 Zoning District for a rear setback of the proposed deck of 14.4 ft where 30 feet is required and a front setback of 14 feet where 40 feet is required and the existing house is located 4.8 feet from the rear setback, 13.2 feet from the front setback and 9.6 feet off the side setback.

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 an R-40 Zone and contains 27,452 square feet.
2. The Board has previously approved the project but due to a notification issue the deck was withdrawn without prejudice.
3. Matthew Amsden testified to this fact.
4. In the February meeting a number of abutters testified in favor of the project.

The motion carried by a vote of 5 – 0.

Richard Boren, Dean Wagner, Terence Livingston, James King and John Shekarchi voted in favor of the motion.

James Sisson was not seated and Jane Bentley was absent.

### Mizzen

A motion was made by John Shekarchi and seconded by Terence Livingston to grant the request of Mizzen Mast Properties LLC which owns property located at 32 Mizzen Ave., and further identified as Assessor's Plat 15, Lot 243 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) to construct a two story addition on the south side of the existing home which addition is thirty feet wide and fifteen feet deep.

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):

1. This project must be constructed in strict accordance with the site and building plans duly approved by this Board.
2. The findings of fact, and recommendations of approval in the Town Planner's memorandum dated 4-20-23 are hereby incorporated by reference.
3. The operation and maintenance agreement (and the requirements listed) dated 2-2-2023 was submitted with the application is also incorporated by reference.

This motion is based on the following findings of fact:

1. Said property is located in a R40 zone and contains 14,400 sq. ft.
2. The request is for a special use permit, which is a conditionally permitted use.

3. The applicant has demonstrated by introduction of expert testimony that all the required burdens have been satisfied.

The motion carried by a vote of 5 – 0.

Richard Boren, Dean Wagner, Terence Livingston, James King and John Shekarchi voted in favor of the motion.

James Sisson was not seated and Jane Bentley was absent.

#### ADJOURNMENT

A motion was made and seconded to adjourn at 8:05 p.m.  
The motion carried unanimously.

**Town of  
Jamestown, Rhode Island**

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PO Box 377  
Jamestown, RI 02835- 1509  
Phone: (401) 423-7220  
Fax: (401) 423-7229



**Date:** July 6, 2023

**To:** Edward Mello  
Town Administrator

**From:** Michael Gray  
Public Works Director

**RE:** Bid Award  
New 44,000 GVW Dump Truck

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The FY23/24 capital budget provided funding for the purchase of highway department equipment that included a new 6 wheel, 44,000 Gross Vehicle Weight (GVW) Dump Truck. This new truck will replace the existing 2006 dump truck. One bid was received from Tri-State Truck Center on July 6, 2023 where it was opened and read in public.

I have reviewed the bid received and recommend that the Town award the bid for the New 44,000 GVW Dump Truck to the lowest responsive bidder Tri-State Truck Center for a total amount of \$196,227.



Town of Jamestown as an abutter.

TOWN OF JAMESTOWN  
ZONING BOARD OF REVIEW  
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT THE JAMESTOWN ZONING BOARD OF REVIEW WILL HOLD A PUBLIC HEARING JULY 25, 2023, AT THE JAMESTOWN TOWN HALL 93 NARRAGANSETT AVENUE, JAMESTOWN, RHODE ISLAND AT 7:00 P.M. UPON THE FOLLOWING:

Application of Navigator Properties, LLC d/b/a Mariner Tower (Carr Homestead Foundation Inc. – Owner) whose property is located at 90 Carr Lane, Jamestown, RI 02835, and further identified as Tax Assessor’s Plat 4, Lot 17 for a Special Use Permit from Article 3, Section 82-301 and 82-305, and Article 6, Sections 82-600-602. Specifically, the Applicant seeks a Special Use Permit for a Transmission lines, towers or substations use pursuant to Sections 82-301 and 82-600-602; and (2) Special Use Permit for height exception in the RR-200 Zoning District pursuant to Section 82-305 to construct a 160’ above ground level (“AGL”) monopole that will structurally accommodate up to four (4) wireless telecommunications carriers including without limitation their associated antennas, radio communications equipment and cabling. The proposed 75’x75’ fence surrounding the proposed compound at the base of the tower will accommodate the carriers’ ground-based radio communications equipment. The proposed ground equipment will be located within the proposed fenced compound. The Facility will be constructed to accommodate the co-location of other wireless communications providers on the tower as well as associated radio communications equipment, backup power, and/or weatherproof cabinets to be located within the fence. By allowing wireless communications providers to fill a significant coverage gap in their respective networks, the Facility will assist them in providing adequate and reliable wireless communications services in and around the Town of Jamestown and to other parts of Rhode Island.

BY ORDER OF THE ZONING BOARD OF REVIEW

RICHARD BOREN, CHAIRMAN

PETER MEDEIROS, ZONING OFFICER

THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.

The public is invited to observe and participate in the deliberations of this meeting, in person @ Town Hall.

**TO VIEW THE MEETING LIVE STREAM WITH NO INTERACTION, PLEASE VISIT THE FOLLOWING LINK:**

<https://jamestownri.gov/watch-live-Town-meetings>

**PLEASE NOTE: All Correspondence you wish the Board to consider on any of the above matters must be received by the Zoning Office no later than July 12, 2023. Email to [pwestall@jamestownri.net](mailto:pwestall@jamestownri.net) or via drop box located on the West Street side entrance of Town Hall, or by regular mail 93 Narragansett Avenue, Jamestown, RI 02835.**

This meeting location is accessible to the physically challenged. Hearing or speech impaired individuals requiring the services of an interpreter should call 1-800-745-5555 not less than 3 business days prior to the meeting.



Town of Jamestown  
Resolution of the Town Council

No. 2023-14

**RESOLUTION OF THE TOWN COUNCIL  
AUTHORIZING ISSUANCE OF UP TO \$985,000 IN BONDS FOR  
HIGHWAY EQUIPMENT**

**RESOLVED THAT:**

Section 1. Pursuant to Resolution # 6 adopted at the Financial Town Meeting of June 5, 2023 and Chapter 45-12 of the General Laws of the State of Rhode Island, the Finance Director and the President of the Town Council are authorized to borrow and issue bonds in the name of the Town up to the amount of Nine Hundred Eighty Five Thousand Dollars (\$985,000.00) to finance highway equipment including but not limited to vehicles (the "Project") and costs of issuance.

Section 2. The bonds shall be signed by the manual or facsimile signatures of the Finance Director and the President of the Town Council. The manner of sale, denominations, maturities, interest rates and other terms, conditions and details of any bonds issued hereunder may be fixed by the aforesaid officers authorized to sign the bonds. Any bonds issued under this Resolution and any other authorized issue of bonds of the town may be consolidated and issued at the same time as a single bond issue.

Section 3. The designation of a securities depository and paying agent, not fixed by provisions of law, may be fixed by the Finance Director.

Section 4. The Finance Director is hereby authorized to execute and deliver on behalf of the Town such additional agreements as are necessary to effect the issuance of bonds hereunder, the due authorization thereof being conclusively demonstrated by his or her execution and delivery of such agreements. The Finance Director is hereby authorized to deliver such bonds to the purchasers thereof and said officer is authorized and instructed to take all actions, on behalf of the Town, necessary to ensure that the interest on the bonds will be excludable from gross income for federal income tax purposes, and to refrain from all actions which would cause interest on the bonds to be subject to federal income taxes. The Finance Director is authorized to deem the bonds, and to the extent not deemed to be, to designate the bonds as "qualified tax-exempt obligations" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986 as amended. The Finance Director is hereby authorized to take such action as to comply with Rule 15 c 2 - 12 (b) (5) of the Securities and Exchange Commission and is authorized to execute and deliver a Continuing Disclosure Certificate.

Section 5. Pending the issuance of bonds under Section 1 hereof, the Finance Director may expend funds from the general treasury of the Town for the purposes specified in Section 1 under contracts awarded by the Town Council. Any advances made under this Section 5 shall be repaid without interest from the proceeds of bonds issued hereunder or from the proceeds of applicable federal or state assistance or from other available funds.

Section 6. The Town hereby declares that it reasonably expects to reimburse the expenditures authorized in Section 5 with proceeds of debt to be issued by the Town. This Resolution is a declaration of official intent under Treasury Regulation 1.103-18.

Section 7. This Resolution shall take effect upon its passage.

By Order of the Jamestown Town Council

\_\_\_\_\_  
Nancy A. Beye, President

\_\_\_\_\_  
Mary E. Meagher, Vice President

\_\_\_\_\_  
Eric G. Brine

\_\_\_\_\_  
Randall White

\_\_\_\_\_  
Michael G. White

IN WITNESS WHEREOF, I hereby attach my hand and the official seal  
of the Town of Jamestown this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk



Town of Jamestown  
Resolution of the Town Council

No. 2023-15

**RESOLUTION OF THE TOWN COUNCIL  
AUTHORIZING ISSUANCE OF UP TO \$275,000 IN BONDS FOR  
POLICE STATION BUILDING IMPROVEMENTS / EFFICIENT BUILDING PROJECT  
AND ALL COSTS INCIDENTAL THERETO**

**RESOLVED THAT:**

Section 1. Pursuant to Resolution # 5 adopted at the Financial Town Meeting of June 5, 2023 and Chapter 45-12 of the General Laws of the State of Rhode Island, the Finance Director and the President of the Town Council are authorized to borrow and issue bonds in the name of the Town up to the amount of Two Hundred Seventy Five Thousand Dollars (\$275,000.00) to finance building improvements, including heating-ventilation-air-conditioning, and energy efficiency projects at the Jamestown Police Station (the "Project") and costs of issuance and including repayment of any advances made from the general fund heretofore made for architectural and engineering costs.

Section 2. The bonds shall be signed by the manual or facsimile signatures of the Finance Director and the President of the Town Council. The manner of sale, denominations, maturities, interest rates and other terms, conditions and details of any bonds issued hereunder may be fixed by the aforesaid officers authorized to sign the bonds. Any bonds issued under this Resolution and any other authorized issue of bonds of the town may be consolidated and issued at the same time as a single bond issue.

Section 3. The designation of a securities depository and paying agent, not fixed by provisions of law, may be fixed by the Finance Director.

Section 4. The Finance Director is hereby authorized to execute and deliver on behalf of the Town such additional agreements as are necessary to effect the issuance of bonds hereunder, the due authorization thereof being conclusively demonstrated by his or her execution and delivery of such agreements. The Finance Director is hereby authorized to deliver such bonds to the purchasers thereof and said officer is authorized and instructed to take all actions, on behalf of the Town, necessary to ensure that the interest on the bonds will be excludable from gross income for federal income tax purposes, and to refrain from all actions which would cause interest on the bonds to be subject to federal income taxes. The Finance Director is authorized to deem the bonds, and to the extent not deemed to be, to designate the bonds as "qualified tax-exempt obligations" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986 as amended. The Finance Director is hereby authorized to take such action as to comply with Rule 15 c 2 12 (b) (5) of the Securities and Exchange Commission and is authorized to execute and deliver a Continuing Disclosure Certificate.

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Section 6. The Town hereby declares that it reasonably expects to reimburse the expenditures authorized in Section 5 with proceeds of debt to be issued by the Town. This Resolution is a declaration of official intent under Treasury Regulation 1.103-18.

Section 7. This Resolution shall take effect upon its passage.

By Order of the Jamestown Town Council

\_\_\_\_\_  
Nancy A. Beye, President

\_\_\_\_\_  
Mary E. Meagher, Vice President

\_\_\_\_\_  
Eric G. Brine

\_\_\_\_\_  
Randall White

\_\_\_\_\_  
Michael G. White

IN WITNESS WHEREOF, I hereby attach my hand and the official seal  
of the Town of Jamestown this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Roberta J. Fagan, Town Clerk

RECEIVED  
JUL 05, 2023 12:00 PM  
TOWN OF JAMESTOWN (Town)

Nancy Beye, Town Council President and Town Council Members  
Jamestown Town Hall

7/5/23

Dear Council President. Beye

Just last week, on June 30, 2023, the State Grange sent an email to all its membership. The email begins:

“After a long struggle Conanicut Grange #21 is no longer an active Grange in our Rhode Island State Grange family..., the Executive Committee voted to remove/revoke their Grange charter. On June 26 2023 I took possession of it...”

My question is this:

Why would an organization leadership with a consistently diminishing membership- state and nationwide- hire a team of attorneys to pursue a “long struggle” to take away a local charter and remove its leadership and then immediately send out an email to its remaining and diminishing membership congratulating themselves on their “**success**”?

#### Background

I understand why the State Grange is blaming me for the State Grange revoking the Conanicut Grange #21 charter and exiling me from the local Grange’s position of leadership. I understand it because it is convenient, as I will explain later in this letter, but also true. In the last few years, I have not held meetings and I have done nothing during the past several years that represents leadership relative to reestablishing regularly scheduled meetings, wearing Grange robes and regalia and memorizing the ‘secret password’ required for positive State Grange acceptance. During my leadership I have not nurtured any state organizational relationships with State Grange officials, attended state grange meetings or indicated any interest in State or National Grange issues. Why shouldn’t they send me into Grange exile? However, they have never refused to accept my annual local grange dues payment that I have made on-time every year.

When I first joined the local Grange about 20 years ago it was a very small group of dues-paying members and an even smaller group of Grange members attending meetings. The first meeting I attended, the Grange Master- a very beautiful elderly woman- was reading chapters from some classic novel to two or three other rather elderly people. And later they worked collaboratively on a crossword puzzle. It was actually a very pleasant moment in time, however, it was not my reason for being there.

I was there to pitch my idea of the Conanicut Grange #21 returning to some of its original organizational roots, and agricultural support of farming and farmers. The Grange Master liked the idea and, in very short order, we created a Grange sub-committee- the Jamestown Agricultural Viability Committee- and invited all Jamestown farmers to join the Conanicut Grange #21. It was a successful idea and we actually

received from the State Grange an official acknowledgement for having the largest membership increase in the state. Over the next several years we:

- Organized public farm tours
- Cooperated with the Conanicut Island Land Trust on a farm celebration day (Hey Day)
- Purchased a large, expensive piece of farm equipment to be shared by all farmers
- Coordinated with the Jamestown School to bring school children to the farms
- Held cooking demonstrations at the Grange Hall featuring “Preparing Grass-Fed Beef” and “Baking a Pumpkin Pie from Scratch”
- Authored, published, and mailed to every Town resident a 20-page colored publication- “Farm Viability Report 2004,”- featuring current farms, defining each farm, and the men and women that worked the land. (A Jamestown School teacher actually used it in her teaching curriculum.)

Additionally the Grange sub-committee gave farmers the opportunity to talk to each other in a shared language they all understood about common problems and solutions. A North Kingstown Grange member once attended an evening meeting as a guest and reported that it was the most informative Grange meeting she had ever attended.

A year later the State Grange honored the Conanicut Grange at a state-wide Grange ceremony, in Middletown, naming Conanicut Grange, “Agricultural Farmers of the Year.”

All farmers work hard during the day. In spite of these accomplishments, motivation to attend night meetings becomes more difficult over time and, after about six or seven years, attendance dwindled. Additionally the demographic of our community was rapidly changing and residents were not “knocking down the door” to become new Grange members. The two-year COVID restrictions further frustrated any thoughts I might have entertained about restoring interest.

### The Land and Building **Owned** by Conanicut Grange

In the early 1920s, Jamestown was primarily a farming community as was much of the nation, and the National Grange was a significant national organization representing those farmers. In about 1922, Jamestown’s local farmers determined that they would like to be members of this organization. They, alone, raised the necessary money needed to purchase the land, took out a mortgage to build the building, and petitioned the State Grange for a local Grange charter. I could find no record of any donation or grants to the Conanicut Grange, from the state or federal Granges for this acquisition.

Several years ago both the Conanicut Grange and Friends of the Seniors made several major improvements to the building- installing a modern kitchen, an outside ramp, and elevator access to both floors. I believe the funding for these improvements came from the Grange members, Friends of the Seniors, and a Rhode Island Legislative grant and a

Rhode Island State Elderly Affairs grant. Again, there is no indication that the State Grange provided any funding.

I recently asked a friend who's an attorney to review the deed of land to the Conanicut Grange and he reported back that, within the deed language there is no mention of the RI State Grange and no line of succession of ownership to the State Grange. In other words, the Conanicut Grange legally possesses deeded ownership of the building and the land it sits on.

In 2018 the State Grange took legal possession of the totally empty and totally abandoned Middletown Grange building. Interestingly, they did not attempt to restore and revitalize local Grange membership and rebuild local interest in the Grange organization. They, instead, immediately advertised the building as "For Sale" and, just as quickly, sold the building for \$850,000.00.

Approximately three weeks after this sale of the Middletown Grange, the Jamestown Town Clerk called me and informed me that there were three men from the State Grange, (Walter Hartley; Tom Gotauco; and a 3<sup>rd</sup> person, unidentified) asking questions about the Conanicut Grange building and reviewing the Conanicut Grange deed in the Town's Land Evidence vault. I told the Town Clerk to tell them that that I would be right down to talk to them, but by the time I got there they had retreated.

Shortly thereafter that visit in 2018, and for the last five years, I have been receiving registered letters from the State Grange and their attorneys; one of which ordered me to evict all users of the Conanicut Grange- which I ignored- and another ordering me to turn over all keys to the property- which I ignored- and then another which ordered me to attend a meeting of the State Executive Committee- which I did not attend- and finally a legal letter banishing me from my local leadership position and revoking the local Conanicut Grange #21 charter. And, finally, their last communication: the "long struggle" email to their members that I received, (possibly, by mistake).

**There is no question they are only interested in the building so they can sell it to the highest bidder.**

#### Value of the Building

I do not know now the value of the Grange property- listed at \$480,000.00 + in the recent Jamestown Press- was established. The Conanicut Grange, the deeded owner, has never had it appraised.

I asked my lawyer-friend how building and land values are determined. He mentioned that location, zoning, subdivision requirement, and building requirements clearly are a part of establishing values of a specific piece of land. He also mentioned that deed or lease provisions also enter into a land-value calculation. For example, if a legally agreed upon lease between lessor and lessee restricts the use of the building or land to a specific use, the lessor is bound to continue that use through to the end of the lease agreement



'and regardless of zoning laws, etc. the land use is restricted to that use and the land value created coincident with that restricted use.'

In 2016, representing the Conanicut Grange, I requested a meeting with the Town Administrator, Town Solicitor, and Friends of the Seniors. At that meeting we all agreed on extending the lease agreement to 2066- with an annual lease payment of \$500.00.

Annual Lease	\$500.00
Lease Extended to year 2066	<u>X</u> 43 years
Land and building value based on lease restricted building and land use:	<b>\$22,560</b>

The State Grange was made aware of the lease in 1994 and is aware of the lease extension as of 2018

### The Future

Diminishing Grange membership- National, State and Local-has become a serious concern for the Grange organization. For example, in Pennsylvania, an agricultural state, Grange membership in the last few decades slipped from 90,000 members to about 10,000. Average age of membership throughout the country is well into the 70s and 80s and recruitment of younger generations has proven unsuccessful throughout the country. Rhode Island Grange membership is certainly consistent with these national trends and it is difficult to determine, given the demographics of this town and state, how that could ever change.

In one of my responses to the State Grange, I asked what the State Grange is planning to do with the \$850,000 from the Middletown Grange building sale. I got no response. It occurs to me that based on the 'no-response,' and the celebratory nature of the State Grange email touting their "long struggle" to take away the Conanicut Grange #21 charter, the State Grange most certainly has another plan. With the incredible increase in land values on Aquidneck Island, and in Jamestown, it is not hard to imagine what that plan is.

Over the last 100 years, it is the people in Jamestown that bought the land, built the Grange Hall and maintained that building, year after year. It is not an abandoned or derelict building but a space on West Street that has historically been used by the people in a variety of ways. It should be the people of Jamestown that decide its future. I don't know if it should be a senior center or an affordable housing site or whatever. But, I truly believe it is the people of Jamestown that should make that decision.

Sincerely

  
Bob Sutton

CC: Town Administrator

## Roberta Fagan

---

**From:** marian falla <[REDACTED]>  
**it:** Friday, June 16, 2023 3:13 PM  
**To:** Roberta Fagan  
**Subject:** Letter to the editor regarding Middletown and STRs  
**Attachments:** Middletown must regulate short term rentals.pdf

**CAUTION:** This email originated from outside the Jamestown email system. Please do not click links or open attachments unless you recognize the sender and determine the content is safe.

Hi Roberta, good afternoon.

Please share with the TC and other stakeholders this letter to the editor published in Newport Daily News regarding Middletown and STRs.

Thanks in advance  
Marian Falla  
[REDACTED]  
Jamestown RI  
[REDACTED]

[Middletown must regulate short-term rentals: Letters \(newportri.com\)](#)

## **Middletown must regulate short-term rentals to build a stronger community**

Willful neglect. There is perhaps no better way to describe the Middletown Town Council's actions with regard to Short Term Rentals (STR). At the council meeting on June 5, an STR owner made a proposal that would codify the right to have STR in residential areas of Middletown. Rather than just reject this self-serving proposal, the Town Council does what it always does. It was sent to the town solicitor for further study.

Previously, the Town Council asked the Planning Board to report on ways for the town to deal with short-term rentals. On May 10, the Planning Board met. Nothing was accomplished. According to Planning Board member Arthur Weber, the board needed "a more complete study." Mr. Weber went on: "Whether we like it or not, short-term rentals are alive and well here...They are not going away."

My position has been clear. With the exception of owner-occupied short-term rentals, STRs should be prohibited in residential zones.

Mr. Weber's "alive and well" STRs have damaged Middletown.

For every investor-owned STR, that is one more home not occupied by a year-round family.

For every investor-owned STR, that is one more house that is dark for most of the year.

For every investor-owned STR, that is one more family not filling classrooms with new students.

For every investor-owned STR, that is another increase in property taxes for year-round residents.

For every investor-owned STR, that is one less family to patronize restaurants and retail businesses year-round.

For every investor-owned STR, that is one less family that involves itself in the social fabric of the town.

For every investor-owned STR, that is one less family supporting state government with income taxes.

(Real estate investors pay little or no state or federal income taxes)

If members of the Town Council and the Town Solicitor believe that STRs are preferable to year-round families living and working in Middletown, I would like to hear that argument.

Far too often, the response of the Town Council has been to claim they do not have enough information to decide how to regulate STRs. It has been much easier to appoint a committee or refer the matter to another town entity. The result is another year of damage to Middletown, without any accountability. It is long past time for the council to adopt an ordinance prohibiting STR in residential areas of Middletown. We should return our town to the community it was before money and greed displaced the families that are the core of our town's character.

*Lawrence Frank, Middletown*

**Roberta Fagan**

---

**From:** John Murphy [REDACTED]  
**nt:** Friday, June 23, 2023 11:33 AM  
**To:** Roberta Fagan  
**Subject:** Letter from Malcolm Clarke re Conanicus Avenue Traffic

**CAUTION:** This email originated from outside the Jamestown email system. Please do not click links or open attachments unless you recognize the sender and determine the content is safe.

Roberta:

Malcolm Clarke asked me about a lack of a response to his below letter. Can you tell me if it has appeared in the correspondence presented formally to the Town Council?

Perhaps a note, copied to Mr. Clarke, referring his letter to the Traffic Committee, and the Police Chief, might be helpful in his view.

Thank you for your attention to this matter.

John

**From:** Malcolm Clarke [REDACTED]  
**Date:** June 13, 2023 at 4:03:25 PM EDT  
**To:** [rfagan@jamestownri.com](mailto:rfagan@jamestownri.com)  
**Subject:** Conanicus Avenue Traffic

Dear Town Council,

As we all know, during the summer months there is heavy vehicle traffic feeding into town on Conanicus Ave. And since Newport has put in place a noise ordinance, Jamestown has become a prime destination for motorcyclists and other recreational vehicles touring the area. This is causing two interrelated problems.

First, many cars and motorcycles enjoy making a great deal of noise by accelerating aggressively on Conanicus, on each side of the stop sign at the east end of Narragansett Avenue. And by downshifting to maximize their exhaust's backfiring as they approach the stop sign. And playing their "Boom Boxes" at full volume. One group of about three dozen motorcycles, about half of which appeared to have no mufflers, caused a deafening cacophony for what seemed like eternity.

So Jamestown needs a noise ordinance; perhaps Newport's could serve as a template.

Second, during the summer the pedestrian traffic on Conanicus, from the municipal boat ramp on the north side of Narragansett to BankNewport on the south, is extremely busy. We have been lucky that there have been no serious accidents. Yet! There should be a radically reduced "Speed Zone" and signs to yield to pedestrians crossing Conanicus within this entire area.

Please give these thoughts your serious consideration. Now, not after you are prompted to action in response to a tragedy.

Malcolm "Doc" Clarke  
 [REDACTED]

**Roberta Fagan**

---

**From:** Malcolm Clarke [REDACTED]  
**it:** Friday, June 23, 2023 2:58 PM  
**To:** Roberta Fagan  
**Cc:** John Murphy  
**Subject:** Re: Letter from Malcolm Clarke re Conanicus Avenue Traffic

**CAUTION:** This email originated from outside the Jamestown email system. Please do not click links or open attachments unless you recognize the sender and determine the content is safe.

Hi Roberta,

Sorry about my error in using .com instead of .net. My apologies!

It looks as though you are forwarding my comments to all the right people. Let me know if I need to follow John's suggestion to send my letter directly to Lt. Denault. Certainly if there is a noise ordinance in Jamestown it is being entirely ignored rather than enforced!

Many thanks,

Doc Clarke

Sent from my iPhone

On Jun 23, 2023, at 11:49 AM, Roberta Fagan <rfagan@jamestownri.net> wrote:

Good morning Mr. Clarke,  
John forwarded your email communication to me. Unfortunately, you did not have my correct email address.

Your email has been forwarded to Town Administrator Ed Mello, Acting Chief Lt. Denault, and Town Council President Nancy Beye, and it will appear under Communications on the July 11<sup>th</sup> Town Council Agenda.

Thank you and have a nice weekend.

Sincerely,

*Roberta*

Roberta J. Fagan - Town Clerk

<image001.jpg>

Business Hours: Monday-Friday 8:00 AM – 4:30 PM – last recording 4:00 PM

This e-mail message is confidential and is intended only for the named recipient(s). It may contain information that is subject to the attorney-client privilege or the attorney work-product doctrine or that is otherwise exempt from disclosure under applicable law. If you have received this e-mail message in error, or are not the named recipient(s), please immediately notify the sender and delete this message from your computer and destroy all copies. Thank you.

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**Sent:** Friday, June 23, 2023 11:33 AM

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Please give these thoughts your serious consideration. Now, not after you are prompted to action in response to a tragedy.

Malcolm "Doc" Clarke  
[REDACTED]

# TOWN OF BURRILLVILLE

Office of Town Clerk  
Email: [townclerk@burrillville.org](mailto:townclerk@burrillville.org)



Phone: 401-568-4300, ext. 133  
Fax: 401-568-0490  
RI Relay 1-800-745-5555 (TTY)

TOWN HALL  
HARRISVILLE, RI

## Resolution of the Town of Burrillville Opposing Senate Bill 2023 – 137 and House Bill 2023 – H 5201 Relating to Towns and Cities – Relief of Injured and Deceased Fire Fighters and Police Officers Presumption for Heart Disease and Hypertension

WHEREAS, Legislation has passed the General Assembly that would expand the number of ways a municipal employee can retire with "injured on duty" status without the millions of dollars in financial support it will take to fund them; and

WHEREAS, Hypertension is one of the most prevalent pathologies in America affecting approximately one in three US adults. Analyses have also identified a linear relationship between elevated blood pressure and an increased risk of cardiovascular disease which increases substantially with age; and

WHEREAS, Certain individuals have a higher genetic predisposition to hypertension and heart disease irrespective of a person's job or position which increases the likelihood that they will develop either condition over time; and

WHEREAS, This legislation does not consider the full financial impact, nor does it consider the duration of employment, any secondary employment or the timing of a "heat injury or stroke incident"; and

WHEREAS, Creating safeguards ensures that the system, and those responsible for administering it, are not manipulated to the benefit of someone potentially looking to abuse the system. By requiring "clear and convincing evidence," it limits the ability of the State's retirement board of the disability subcommittee to refute the evidence that is presented; and

WHEREAS, Rhode Island cities and towns have advocated for meaningful reform of the injured on duty system and disability pensions with no meaningful progress.

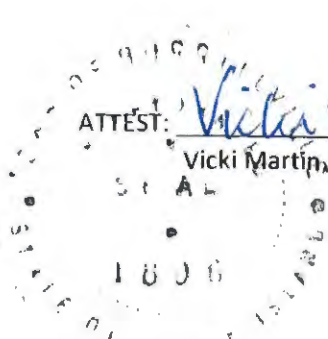
NOW THEREFORE BE IT RESOLVED that we, the Town Council of the Town of Burrillville, do hereby oppose Senate Bill 2023 – 137 and House Bill 2023 – H 5201 and direct that a copy of this Resolution be forwarded to the Governor of Rhode Island and urge him to veto this legislation.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to every Rhode Island municipality requesting their support in opposition to this legislation.

PASSED AS A RESOLUTION of the Burrillville Town Council this 14<sup>th</sup> day of June, 2023.

Stephen N. Rawson, Vice President  
Burrillville Town Council

ATTEST:   
Vicki Martin, Town Clerk





2023 -- S 0137

LC000568

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS -- PRESUMPTION FOR HEART DISEASE AND HYPERTENSION

Introduced By: Senators F. Lombardi, Ciccone, DiMario, Lawson, Pearson, and Acosta

Date Introduced: February 01, 2023

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 45-19 of the General Laws entitled "Relief of Injured and Deceased  
2 Fire Fighters and Police Officers" is hereby amended by adding thereto the following section:

3 **45-19-16.1. Presumption for heart disease and hypertension.**

4 (a) Notwithstanding the provisions of any general or special law to the contrary, any  
5 firefighter, as defined in § 45-19-1, who is unable to perform the duties required thereof because  
6 of an impairment of health caused by heart disease, stroke or hypertension is presumed to have  
7 suffered an in-the-line-of duty injury/disability, unless the contrary can be proven by clear and  
8 convincing evidence; and the firefighter shall be entitled to all benefits provided for in chapters 19,  
9 21, 21.2 and 21.3 of this title.

10 (b) This presumption shall not apply to firefighters hired after July 1, 2023 in the following  
11 situations:

12 (1) If a physical examination was conducted at the time the firefighter was hired and the  
13 examination revealed that person was suffering from heart disease or hypertension.

14 (2) If the firefighter had regularly or habitually used tobacco products during the five (5)  
15 years prior to any diagnosis of heart disease or hypertension or suffering a stroke.

EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE-  
FIGHTERS AND POLICE OFFICERS -- PRESUMPTION FOR HEART DISEASE AND  
HYPERTENSION

\*\*\*

1           This act would allow a firefighter who is unable to perform duties as a result of heart  
2 disease, stroke or hypertension to be presumed to have suffered an in-the-line-of-duty disability,  
3 unless the firefighter was hired after July 1, 2023, and there is clear and convincing evidence that  
4 the firefighter suffered the condition at the time of hire or regularly used tobacco products for the  
5 five (5) years prior to diagnosis.

6           This act would take effect upon passage

LC000568

2023 -- H 5201

LC000541

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS -- PRESUMPTION FOR HEART DISEASE AND HYPERTENSION

Introduced By: Representatives Craven, O'Brien, Vella-Wilkinson, Noret, and Costantino

Date Introduced: January 19, 2023

Referred To: House Municipal Government & Housing

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 45-19 of the General Laws entitled "Relief of Injured and Deceased  
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EXPLANATION  
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OF

A N A C T

RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE-  
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6           This act would take effect upon passage

LC000541

Rep. Lauren H. Carson: House OKs commission to study short-term rental issues  
6/14/2023 **House OKs commission to study short-term rental issues**

STATE HOUSE – A special legislative commission will study the economic and social effects of the short-term rental industry under legislation sponsored by Rep. Lauren H. Carson and approved by the House today.

“Like many of the tech-enabled industries that have grown exponentially within just a few short years of being introduced, short-term rentals have downstream effects that have grown just as swiftly. These effects are particularly apparent in my district in Newport, where our housing crisis is exacerbated by the many residential properties that are now used solely as short-term rentals. There are tax, regulation and safety inequities between this industry and the hospitality industry. These issues are all upon us now, and growing greater with every passing season. We need to thoroughly investigate the many consequences of the short-term rental industry in Rhode Island, carefully balance them with the rights of property owners, and develop responses that ensure safety, promote the economy, and protect neighborhoods and the interests of the people of this state,” said Representative Carson (D-Dist. 75, Newport).

The House resolution ([2023-H 6449](#)) passed today establishes a 15-member commission that includes four representatives, the state tax administrator, the mayors of Newport and Warwick, the president of the Rhode Island Hospitality Association, the director of the Rhode Island League of Cities and Towns, the president of the Rhode Island Association of Realtors and the executive director of the Rhode Island Short Term Rental Association or their designees; an owner of a small, owner-occupied short-term rental property and the owner of another a larger one that is over eight units; a representative of a planning or zoning association in the state and a member of a regional tourism district association.

The resolution states that the commission’s study should include a review of all current and existing Rhode Island statutes on short-term rentals, an update on Department of Business Regulation registrations process and enforcement, municipal vs. state regulation, taxation, the impact on year-round and local housing markets and neighborhoods, health and safety concerns and best practice in other states and communities.

Additionally, the resolution directs the commission to establish a working definition of “short-term rentals;” engage the public and community stakeholders including property owners, industry representatives, police and fire chiefs and zoning and planning officials for input; develop an understanding of the nature, extent, and scope of short-term rental activity; and identify specific benefits, problems, or issues associated with short-term rentals and how they vary from neighborhood to neighborhood, and municipality to municipality.

Representative Carson has worked throughout her legislative career to address issues connected to the proliferation of the short-term rental industry. Short-term rentals were an issue explored by a special commission on tourism she led for several years beginning in 2015. She worked for years on legislation enacted in 2022 requiring every short-term rental property listed for rent on the website of any third-party hosting platform that conducts business in Rhode Island to be registered with the Department of Business Regulation to ensure safety and tax compliance. She also sponsored bills enabling Newport to enact a two-tier residential tax rate, enabling the city to charge a lower rate for homes that are occupied by year-round residents.