

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
MARCH 19, 2008**

A regular meeting of the West Greenwich Town Council was held on March 19, 2008. Present were Thaylen Waltonen, Robert Butler, Robert Andrews and Susan Woloohojian. Mark Tourgee was absent. Also present was Town Administrator Kevin Breene and Town Solicitor Michael Ursillo. Waltonen called the meeting to order at 7:45 p.m. with the Pledge of Allegiance.

CONSENT AGENDA

Butler moved to approve the Consent Agenda with Correspondence Items 2 and 9 removed for further consideration and not approving the minutes. Andrews seconded.

VOTED: Waltonen – abstain, Butler – aye, Andrews – aye, Woloohojian – aye.

I. MINUTES

1. MINUTES OF MEETING OF FEBRUARY 13, 2008
2. MINUTES OF MEETING OF FEBRUARY 19, 2008

II. REPORTS

1. POLICE REPORT – FEBRUARY, 2008
2. TOWN CLERK’S RECEIPTS –FEBRUARY, 2008
3. TOWN TREASURER’S REPORT –JANUARY, 2008
4. WEST GREENWICH POLICE DEPT.
FIRE/RESCUE APPARATUS RESPONSE STATISTICS
FEBRUARY, 2008
5. RIRRC MUNICIPAL CUSTOMER MONTHLY
SUMMARY: WEST GREENWICH –FEBRUARY, 2008
6. CURRENT BUDGET STATUS REPORT FY 2007/08 GENERAL FUND SUMMARY

III. CORRESPONDENCE

1. EDITORIAL ARTICLE FROM PROVIDENCE JOURNAL
BY JOHN A. PAGLIARINI, JR.
RE: “THE PERILS OF CREATING WESTCONNAUG”

2. CITY OF WARWICK – RESOLUTION OF THE CITY COUNCIL IN SUPPORT OF HOUSE BILL 7108 WHICH WOULD PROHIBIT LANGUAGE IN COLLECTIVE BARGAINING AGREEMENTS IDENTIFYING A SPECIFIC MEDICAL, DENTAL OR OPTOMETRIC MEDICAL INSURANCE COMPANY
3. SHEPARD/GLEN AVON PROPERTY – CONSERVATION EASEMENT
POSSIBLE PAYMENT SCHEDULE
4. TOWN OF EAST GREENWICH
COMMUNITY DEVELOPMENT CONSORTIUM
GEOFFREY A. MARCHANT, DIRECTOR
FEBRUARY 6, 2008
RE: COPY OF LETTER TO PAULA COLMAN, RHODE ISLAND HOUSING REQUESTING PAYMENT FROM HOME FUNDS IN THE AMOUNT OF \$14,615 COMMITTED TO THE BLUEBERRY HEIGHTS SEPTIC SYSTEM PROJECT.
5. FIRE BOARD OF ENGINEERS – MINUTES OF JANUARY 28, 2008 MEETING
6. EDITORIAL BY ROGER WARREN
“OPEN SPACE ISN’T SUCH A BARGAIN”
7. SCHOOL PAYROLLS IN SOUTH COUNTY
8. EDITORIAL BY WALTER GARDNER
“ THE FINNISH WAY TO EXCELLENT SCHOOLS”
9. ARTICLE FROM BUSINESS WEEK
SPERLING’S BEST PLACES
RANKING WEST GREENWICH 40 OUT OF 52
10. RI DEM
MARCH 5, 2007
RE: THE WEST GREENWICH LAND FILL, BATES TRAIL, WEST GREENWICH, RI CERCLA ID [RID982544231]
REMEDIAL DECISION LETTER
11. CONSERVATION COMMISSION – MINUTES OF MARCH 6, 2008 MEETING
12. CHARLENE RANDALL, TAX ASSESSOR
RE: EMERGENCY OVERRIDES
13. THOMAS GEISMAR, SUPERINTENDENT OF SCHOOLS
RE: BOARD OF REGENTS APPROVAL
14. PRESIDENTIAL PREFERENCE PRIMARY

PRECINCT REPORT

IV. ADDITIONS, ABATEMENTS AND REBATES

1. REQUEST OF TAX ASSESSOR – MARCH 13, 2008

V. CHECK SUMMARY REPORT

1. FEBRUARY, 2008

OLD BUSINESS

APPOINTMENT OF TREE WARDEN

CHARTER REVIEW COMMISSION

PUBLIC HEARINGS

**REQUEST OF COMMERCE PARK ASSOCIATES 12, LLC TO AMEND THE ZONING MAP, COMPREHENSIVE PLAN FUTURE LAND USE MAP, ZONING ORDINANCE TEXT AND COMPREHENSIVE PLAN TEXT SUCH THAT AP 1, LOTS 10-1 & 10-3, 13 & 15 ARE DESIGNATED AS “VILLAGE SPECIAL MANAGEMENT DISTRICT”
(CONTINUED FROM OCTOBER 10, 2007, NOVEMBER 14, 2007, DECEMBER 12, 2007, JANUARY 8, 2008, FEBRUARY 13, 2008, FEBRUARY 19, 2008)**

Present were the applicant, Nicholas Cambio and his attorney, John A. Pagliarini, Jr.

Mr. Pagliarini noted that Lot 10-1 was no longer part of the application and was the subject of an Administrative Subdivision in Highway Business.

Butler moved to incorporate the testimony of the prior hearings.

Woloohojian seconded.

VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

Participants:

Raymond Dauplaise, 12 Carr's Pond Road
Harris Hammersmith, 16 Julie Court
John Brunero, Esq. representing Bennett Gallo, 2 Division Road
Sandy Bockes, 543 Hazard Road
Adrian Knott, 61 Browns Corner Road
Linda Eastman, 20 Division Street, West Greenwich
Milton Eastman, 20 Division Street, West Greenwich
Steven Miller, 18 Carr's Pond Road

Paul Kaltschnee 81 Carrs Pond Road
Helen Wilmot, 1 Blueberry Heights

Lengthy discussion was held on the proposed project.

Butler moved to close the public hearing.

Woloohojian seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

Motion 1

Butler moved the following motion. Andrews seconded.

VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – nay.

Motion to amend the Comprehensive Plan Housing Element and the Future Land Use Map as follows:

1. Add Housing Goal #10. Promote housing options for seniors that provide homes or apartments with low maintenance responsibilities, and which considers Low and Moderate Income housing;
2. Add Housing Policy #15. Encourage private, close-knit neighborhood community developments, which are age-restricted to those 55 and older, in areas appropriate for higher density residential development;
3. Add Housing Implementation. Create a new Zoning District for age-restricted residential development, which allows increased density where public sewer and water are available.
4. Amend the Future Land Use Map for AP 1, Lots* 10-3, 13, & 15 to so designate the land for Senior Residential Development. (*after Administrative subdivision as shown on plan by DiPrete Engineering)

Findings of Fact:

1. This area of approximately 24 acres has been identified in the Comprehensive Plan Affordable Housing Plan for the future development of a multifamily, age-restricted residential development due to its proximity to existing and future commercial developments, public water, and public sewer.
2. The intent of the Senior Residential zoning district is to promote varied housing opportunities in the Town of West Greenwich

Conditions of Approval (required by State Law):

1. This plan element shall not become effective for the purpose of guiding the State of Rhode Island or any of its agencies until it has been approved by the State of Rhode Island, in accordance with the manner prescribed in the Comprehensive Community planning and Land Use Regulation Act, or pursuant to any rules and regulations as adopted pursuant thereto; and,
2. The plan amendment shall become effective for the purpose of conforming municipal land use decision upon adoption by both the Planning Board and the Town Council.

Other Conditions of Approval:

- 1) That the applicant reimburse the Town for the costs of the Planning Board Public Hearing meeting notice requirements (3 notices in Providence Journal).

Motion 2

Butler moved the following motion. Andrews seconded.

VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

Motion to recommend that the Town Council APPROVE the proposed text amendments to the Zoning Ordinance, as presented and amended at the meeting, based upon the following findings of fact:

1. That the proposed Senior Residential zoning district provides housing options for seniors.
2. That the proposed zone change is consistent with the following purposes of zoning as contained in RIGL 45-24-30.
 - a. Promoting the public health, safety, and general welfare.
 - b. Providing for a range of uses and intensities of use appropriate to the character of the city or town and reflecting current and expected future needs.
 - c. Providing for orderly growth and development which recognizes the goals and patterns of land use contained in the comprehensive plan.
3. That the owner has offered and will sign an agreement with the Town that for the Highway Business portion of this property there will be
 - a. a height restriction to no more than two-story buildings
 - b. no access on Division Road
 - c. a truck stop shall be prohibited

Motion 3

Butler moved the following motion. Andrews seconded.

VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – nay.

Motion that the Town Council APPROVE the application by Commerce Park Associates 12, LLC to change the zoning of AP 1, Lots 10-3, 13, and 15 from Highway Business to the proposed Senior Residential District, with the following conditions and based upon the following findings of fact:

Conditions of Zoning District change approval:

1. The Master Plan for the Centre of New England shall be amended to remove the anticipated Gramercy at Greenwich senior housing component, but allow the required affordable housing, based on 13.5% of the total housing units.
2. The development shall be limited in use to age-restricted multi-family residential land development, of which 13.5 percent of the units shall qualify under the Rhode Island Low-Moderate Income Housing Act. These units may be located either within the proposed development, in the Exit 7 SMD, or elsewhere within the Town of West Greenwich.
3. All uses within the parcels shall be serviced by public water supplied by either Kent County Water Authority or from the area now occupied by the Center of New England, and shall be serviced by public sewers.
4. Vehicular access to the property shall be from New London Turnpike only, and not from abutting residential streets, including Division Street, located in the Town of West Greenwich or the Town of East Greenwich.
5. At the time of a Master Plan submission, the Planning Board shall determine proper phasing of development of the site to avoid burdening town services and ensure that public safety is not compromised.
6. The total number of residential units to be developed at this site shall not exceed 130 total units.
7. The two existing residential unit(s) may continue with a minimum of 20,000 square feet of land each (Lots 13 & 15), shall be connected to public sewer and water, and shall not be restricted to the maximum 2 bedrooms per unit under the Senior Residential District.
8. There shall be a vegetated buffer along Division Street consisting of a minimum of 500 8-10 ft. high evergreen trees.
9. The West Greenwich Official Zoning Map shall be amended to show AP 1, Lots 10-3, 13, & 15, to be designated as Senior Residential zoning district, in accordance with the lot line changes in the proposed “Administrative Subdivision AP 1, Lots 10-1 & 10-3, prepared by DiPrete Engineering, prepared for Commerce Park Associates 12, LLC, dated 3/4/08, stamped by Registered Professional Surveyor Timothy S. Tarbox on 3/5/08.

10. Open Space fee of \$1,200 per unit shall be assessed upon issuance of the Certificate of Occupancy.
11. That the applicant reimburse the Town for the costs of the Town Council Public Hearing meeting notice requirements.

Findings of Fact:

- 1) That the proposed Senior Residential zoning district provides housing options for seniors.
- 2) The Town recognizes that the parcels under consideration for rezoning are currently zoned Highway Business, and that it is important to reserve the 6 acres of land at the New London Turnpike for Highway Business use as currently zoned, due to their proximity to highway access and public water, rather than for residential development in the manner requested. However, the Town recognizes that the proposed age-restricted residential use for the remainder of the parcels would be a more suitable use for the majority of this site than commercial development, due to the proximity to existing residential development and the projected net-positive fiscal impact.
- 3) The proposed site serves as a transitional zone between the existing 2-acre residential neighborhood and the proximal highway and highway business uses.

Following are the approved amendments:

**ADDENDUM –
SENIOR RESIDENTIAL DISTRICT**

It is hereby ordained by the Town Council of the Town of West Greenwich that

WHEREAS, the Town Council of the Town of West Greenwich has determined that it is desirable to increase the supply of housing available to homeowners and renters, to increase the tax base, to encourage the development of undeveloped land in the Town of West Greenwich, to improve the general economy of the Town and State; and

WHEREAS, the Town Council of the Town of West Greenwich has determined that the location, amenities, utilities and regional impact of lands near Route 95 at Exit 7 necessitate the creation of a Senior Residential District to guide development in a manner which is architecturally consistent, compatible and in the best interest of the Town; and

WHEREAS, the Town Council of the Town of West Greenwich has determined the creation of a Senior Residential District is consistent with the Town of West Greenwich Comprehensive Plan; and,

WHEREAS, the Planning Board and Town Council of the Town of West Greenwich has amended the Town Comprehensive Plan creating a Senior Residential District and modifying the Town's Future Land Use Map.

NOW THEREFORE, the Town Council of West Greenwich does hereby ordain that the Zoning Ordinance of the Town be amended to include the following new Addendum:

SECTION 1. Purpose.

The purpose of the Senior Residential District (“SRD”) is to establish design, density and dimensional criteria for a large-scaled age-restricted, multi-family development in the area located at Exit 7 along Interstate Route 95. It is the intent of this ordinance to allow for a development that promotes high quality design, provides for multi-family residential development where public sewer and water is available, and provides various housing choices.

It is also the purpose of the SRD to encourage development of residential uses which have little impact on services, including but not limited to public school enrollments, and which are within the capacities of the Town to provide educational services; and to permit residential densities and dwelling unit types that are compatible within a large-scaled development but which may not be compatible with other residential areas of the Town; and, to increase the amount of Open Space and pervious areas that would otherwise be permitted in a Highway Business District.

The purpose of the SRD district is to allow varied residential uses in a transitional area between single-family dwellings, existing and proposed commercial uses, and Route 95.

SECTION 2. Findings.

The Town Council, Planning Board and Staff have found:

- (a) The Senior Residential District to be consistent with the West Greenwich Comprehensive Plan, as amended, and
- (b) The proposed site is one of the few undeveloped sites in the Town of West Greenwich serviced by public water, and public sewer; and
- (c) That there exists a need in the Town of West Greenwich for age-restricted residential units, leasehold and fee.
- (d) That the proposed site serves as a transitional zone between single-family dwellings and Route 95.

SECTION 3. Conformity to Comprehensive Plan

All development within the SRD shall conform to the policies and design guidelines as set forth in the Comprehensive Community Plan. In order to demonstrate such conformity, the applicant shall be required to submit a description of all proposed development to the Planning Board as part of a District-wide Master Plan. This description shall be a statement, in text, maps, illustrations or other media of communication that is designed to provide a basis for rational decision-making regarding the long-term physical development of the District.

SECTION 4. Applicability.

Provisions of this Section shall apply only to property located in the zoning district entitled Senior Residential District (“SRD”) which encompasses that area of the Town of West Greenwich located near Exit 7, specifically A.P. 1 Lots 10-3, 13 and 15, and which shall be shown on the Official Zoning Map.

SECTION 5. Procedure for Approval

Development within the SRD shall be reviewed and approved by the Planning Board as a Major Land Development Project as provided for in the Zoning Ordinance, and as administered under the Land Development and Subdivision Regulations. A single application for a District-wide Master Plan shall be submitted to the Planning Board for review and approval in accordance with the Subdivision and Land Development Regulations. This application shall make note of all existing uses as well as present and future development plans for the entire area within the SRD.

Existing conforming uses seeking approval for enlargement or significant expansion, or change to another permitted use code category shall be reviewed as new uses under this ordinance. Existing nonconforming uses within the SRD may be continued as provided in Article VIII (1).

SECTION 6. Permitted Uses.

- A. Permitted Uses, and Accessory Uses – See Attached Zone Use Matrix.
- B. Playgrounds are prohibited.

The Planning Board shall determine, at the time of review for approval of, or amendment to a previously-approved Land Development Project within the SRD, that the proposed use is consistent with the Comprehensive Community Plan. Changes to an approved Land Development Project shall be reviewed as provided in Article VI, Section B of the Subdivision and Land Development Regulations.

SECTION 7. Dimensional and Density Standards.

- A. Permitted residential uses shall be regulated by net density as well as by the dimensional standards set forth herein. The provisions of Article II, Section 5 (D) Dimensional Regulations shall not apply to uses in the SRD.
- B. Incentives Authorized - This Ordinance permits increases in residential density and reduction of certain dimensional requirements, not permitted in other zoning districts, as a municipal subsidy program for the creation of low and moderate income housing, and as an incentive for construction of dwellings that have been documented as having relatively low impacts on public school enrollments as compared to traditional single household dwellings.
- C. Land Development Projects within the SRD

Two or more multi family structures may be located on the same lot in accordance with the following standards:

1. Maximum residential density:
 - a. Density of One Multi-family Age-Restricted dwelling unit per 8,000 square feet of total land area: not to exceed a total of 128 units in the entire land development, exclusive of any existing units.
 - b. Any existing residential unit(s) at the passage of this ordinance may continue with a minimum of 20,000 square feet of land.
 - b. No unit, other than existing residential units, shall have more than two (2) bedrooms.
2. Commercial density:
 - a. Not permitted.
3. Dimensional Regulations for Multi-family Development Projects:
 - a. Minimum Lot Size Multi-family Residential: 5 acres
 - b. Yard dimensions – Front (depth): 20 feet
Side (width): 10 feet
Rear (depth): 20 feet
 - c. Minimum separation between buildings – 15 feet between buildings
 - d. Maximum % lot building coverage - 40 percent
 - e. Maximum Impervious Area: 60 percent of total land area, and 60 percent per lot.
 - f. Maximum Building Height: same as RFR-2 zoning district
 - g. Maximum Accessory Building Height: Clubhouse - 25 feet, however, gables and other architectural elements may extend above these dimensions, all other structures – 15 feet
 - h. Two or more multi-family buildings are permitted on one parcel
 - i. In this SRD, only wetlands, water bodies, and their associated buffers shall be considered Land Unsuitable for Development and shall be subtracted out of any density calculation.
 - j. A seventy-five (75') foot “no-cut” zone shall, from the property line, shall exist on Division Street: excepting, any existing residential curb-cut opening, or proposed emergency access road.
 - k. No building shall exceed one story in height.
 - l.

SECTION 8. Parking Standards.

A. Ratios - Parking ratios for all uses within the SRD shall be:

B.

1. Multi-family Age-Restricted: 1.5 spaces per dwelling unit
2. Clubhouse/Meeting Room: 4.0 per thousand square feet

- B. Landscaping - Parking lot landscaping for all uses within the SRD shall be as provided in the Zoning Ordinance
- C. Required Loading and Service Areas - When required, loading and other service areas such as trash dumpsters shall be placed to the rear or side of buildings in visually unobtrusive locations. Screening and landscaping shall prevent direct views of the loading areas and their driveways from adjacent properties or from public or private streets used by the general public. Screening and buffering shall be achieved through walls, fences and landscaping, and shall be visually impervious.
- D. All outdoor refuse storage, collection and recycling areas shall be enclosed and solidly screened, and shall extend on three (3) sides of such an area, with a gate or door on the fourth side. A brick wall, if used, shall be capped at the top. The Planning Board may modify this requirement if such area is not visible from abutting property or streets, and, in the opinion of the Planning Board, is not necessary in order to screen or buffer abutting property or streets or to otherwise meet the purposes of the Comprehensive Plan or this zoning ordinance.
- E. Accessory parking areas for uses not located within the SRD are prohibited.

SECTION 9. Landscaping.

At least forty percent (40%) of the total land in the SRD shall be pervious, either undisturbed or landscaped. The following uses shall be considered pervious, landscaped areas:

- Highway buffer areas
- Pedestrian parks, Town green, village commons, etc.
- Bicycle or foot paths, but excluding sidewalks
- Lawns, landscaped or wooded areas

Landscaping shall be evenly distributed throughout the SRD, not designated to any one section of the development. i.e., a minimum of 40% of each lot, excepting existing units. Landscaping shall be designed in accordance with the additional requirements of the Land Development and Subdivision Regulations Article XIII, Section D, Landscaping Standards.

SECTION 10. Architectural Standards.

A diversity of roof heights, gable orientations and volumes in new buildings shall be considered. New buildings shall be designed with traditional roof forms that are compatible with the character of the Town and other small New England towns.

Architectural elements such as dormers should be in proportion with the overall building and should also be in keeping with the surrounding building context. Exaggerated or excessively large (or small) architectural elements shall be avoided. The Planning Board shall require

traditional New England style architectural drawings, or typical drawings, of the exteriors of proposed new buildings to be submitted as part of review of Land Development Projects.

SECTION 11. Utilities.

All proposed new structures in the SRD shall be serviced with public sewer and public water, both which shall originate from off-site. Electric and communications lines shall be placed underground within the Land Development Project.

SECTION 12. Lighting.

Streets, parking areas, pedestrian areas and other actively used development in the SRD may be provided with adequate lighting while minimizing adverse impacts, such as glare and overhead sky glow, on adjacent properties and public rights-of-way. Street lights shall be decorative and blend with the architectural style of buildings in the SRD.

The applicant shall submit a lighting plan at the Preliminary stage of review, designed and stamped by a RI licensed electrical engineer.

SECTION 13. Performance Standards.

Uses, activities or operations which violate any governmental building, fire, safety, health, environmental or other standards or regulation are prohibited.

SECTION 14: AGE-RESTRICTION AND AFFORDABLE HOUSING

A. Age-Restriction to 55 years and older. All residential dwelling units, excepting any existing residential dwelling units, within the SRD shall be designed for and restricted to occupancy by at least one person aged 55 and over.

1. Legal documents, including but not limited to, Homeowners Association Documents, Declaration of Restrictions, Easements, Open Space Covenants, etc., shall be submitted as part of Final Plan review. The documents shall be recorded simultaneously with the Final Plan in the Town of West Greenwich Land Evidence Records. In addition, the developer shall give each original purchaser of a unit in the SRD a copy of all such documents.

2. The Final Plan shall contain the following statement: These premises are subject to age-restrictions, and other restrictions, conditions, covenants, and easements that are contained in instruments recorded simultaneously with this Final Plan at Book _____ and Pages _____ of the Town of West Greenwich Land Evidence Records, and are incorporated herein by reference.”

B. Affordable Housing. The development shall provide a minimum of 13.5% of the total units, excepting existing units, for low or moderate income housing, in accordance with the requirements of RIGL 45-53-3(5).

1. The low or moderate income housing units may be integrated within the development, or be provided off-site.

2. The percentage of proposed market rate units granted a Certificate of Occupancy shall at no time exceed the percentage of proposed low or moderate units granted Certificate of Occupancy by more than fifty (50%) percent. The Certificate of Occupancy for the last market rate unit shall not be granted until the last low or moderate unit has been granted its Certificate of Occupancy.

SECTION 15. Fees.

The fee for any application, in lieu of all other Application Fees, in the SRD shall be:

\$150.00 for Pre-Application

\$5,000.00 per Master Plan

\$5,000.00 per Preliminary Residential Plan

\$1,000.00 per Final Plan

\$1,000.00 per Amendment to approved plan

The Applicant of a Land Development Project shall deposit \$10,000.00 in a dedicated Project Review Fees account as part of each application, and which shall be administered in accordance with Article XI Section F of the Land Development and Subdivision Regulations. Article VII of the Subdivision Regulations regarding guarantee of public improvements shall also apply to the SRD, where appropriate.

**PROPOSED SENIOR RESIDENTIAL DISTRICT (SRD)
MATRIX**

USE CATEGORY	SRD
01 Single Family	P
02 Two Family	P
03 Multi Family	P
08 Customary Home Occupations	P
09 Community Residences	P
844 Swimming Pools, Outdoor	P
851 Swimming Pools	P
871 Subdivision Parks	P
872 Subdivision Community Centers	P
All Other Uses Are Prohibited	X

Key: P= Permitted Use; X= Prohibited Use; S= Special Use Permit

Solicitor Ursillo left at 10:12 p.m.

NEW BUSINESS

HIRING OF POLICE OFFICER

Chief Lepre reported that new officer was attending the Academy.

PUBLIC HEARING – REQUEST FOR 24 HR. VICTUALING LICENSE – VICTORY HIGHWAY DONUTS, INC.

Waltonen opened the following public hearing:

LEGAL NOTICE

TOWN OF WEST GREENWICH

Notice is hereby given that a public hearing will be held relative to the granting of a 24 Hr. VICTUALER'S LICENSE.

Applicant: Victory Highway Donuts, Inc.
Location: Dunkin Donuts
780 Victory Highway, Unit 11
West Greenwich, RI 02817

The above applications will be in order for hearing at a meeting of the West Greenwich Town Council being the licensing board for said town on the 19th day of March, A.D., 2008 at 7:30 p.m. at the Town Hall, 280 Victory Highway, West Greenwich, RI, at which time and place all remonstrants may make their objections. Individuals requesting interpreter services for the hearing impaired must notify the Town Clerk's Office at 392-3800, ext. 100 72 hours in advance of the hearing date.

By Order of the West Greenwich Town Council
Janet E. Olsson, CMC
Town Clerk

John A. Pagliarini, Jr., Esq. was present. He noted the intended hours were to be 5:00 a.m. to 1:00 a.m.

Butler moved to grant the license upon payment of the appropriate fees. Andrews seconded.
VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

REQUEST FOR VICTUALING LICENSE - RHODE ISLAND HERITAGE INN OF WEST GREENWICH, LLC

John A. Pagliarini, Jr., Esq. was present. He noted that this license was for the new Marriot hotel.

Butler moved to grant upon payment of the appropriate fees. Woloohojian seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

**REQUEST FOR SUNDAY/HOLIDAY SALES LICENSES
VICTORY HIGHWAY DONUTS, INC.
RHODE ISLAND HERITAGE INN OF WEST GREENWICH, LLC
PAULA J. TUBMAN D/B/A KLASSY KUTZ SALON & SPA**

Butler moved to grant the above Sunday/Holiday Sales Licenses upon payment of the appropriate fee. Andrews seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

RENEWAL PRIVATE DETECTIVE LICENSE – NICHOLAS PELLEGRINO

Butler moved to grant the renewal private detective license for Nicholas Pellegrino. Woloohojian seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

RENEWAL JUNKYARD LICENSE – LILLIAN CARPENTER

Butler moved to grant the renewal of the Junkyard License of Lillian Carpenter. Andrews Seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

AMY PRATT – CHARTER SCHOOL

This matter was deferred until April 9, 2008.

APPOINTMENTS TO TILLINGHAST POND MANAGEMENT AREA

Butler moved to appoint the following to the Tillinghast Pond Management Area Committee:

- Kevin Breene – 1 year term
- Gilbert Rathbun – 2 year term
- Stephen Wright – 3 year term

Woloohojian seconded. Andrews questioned the fact that Breene and Rathbun were State employees and the State would also have its own appointees to this board.

Harris Hammersmith commented on the loss of public access to open space.

Helen Wilmot complimented Steve Wright's efforts on other Boards.

VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

APPOINTMENT TO WATER DISTRICT BOARD

Butler moved to appoint Kevin Dugan to the Water District Board.

Woloohojian seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

REAPPOINTMENT BOARD OF CANVASSERS

Andrews moved to appoint Helen A. Wilmot to the Board of Canvassers for a 6 year term.

Butler seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

2ND READING AMENDMENT TO ORDINANCE NO. 63 RELATING TO RULES, REGULATIONS, POLICIES AND PROCEDURES OF THE LICENSING BOARD OF THE TOWN OF WEST GREENWICH – INCREASE IN NUMBER OF CLASS BV LIMITED LICENSES

Waltonen opened the following Public Hearing:

TOWN OF WEST GREENWICH NOTICE OF PUBLIC HEARING AMENDMENT OF ORDINANCE

Notice is hereby given that the Town Council of the Town of West Greenwich will hold a public hearing on Wednesday, March 19, 2008 at 7:30 p.m. in the Council Chambers at the West Greenwich Town Hall, 280 Victory Highway, on the amendment of the following town ordinance:

IT IS HEREBY ORDAINED by the Town Council of the Town of West Greenwich, Rhode Island, that Ordinance #63 be amended as follows:

RELATING TO RULES, REGULATIONS, POLICIES AND PROCEDURES OF THE LICENSING BOARD OF THE TOWN OF WEST GREENWICH

IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEST GREENWICH, RHODE ISLAND, AS FOLLOWS:

Section 1.

By amending ARTICLE X LIMITS OF NUMBER OF LICENSES

Alcoholic beverage licenses within the town shall be limited in quantity as follows:

* * *

For Class B- Limited, there shall be a maximum of ~~one (1)~~ two (2) licenses.

Section 2. This ordinance shall take effect upon passage

The proposed ordinance may be 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. All such alterations or amendments will be presented for comment in the course of the public hearing.

All persons interested are invited to be present at said time and place to be heard thereon.

The West Greenwich Town Hall is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired must call the West Greenwich Town Hall at 392-3800, not less than seventy-two hours in advance of the meeting date.

By order of the West Greenwich Town Council
Janet E. Olsson, CMC
Town Clerk

Andrews moved the above amendment to Ordinance No. 63.

Butler seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

SET DATES FOR BUDGET WORKSHOPS AND BUDGET HEARING

Butler moved to set a hearing date of April 23, 2008 at 7:30 p.m. Andrews seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye. Workshops were scheduled for April 2 & 16 and also on the agenda for the regular meeting of April 9, 2008 if time permits.

FIRE BOARD OF ENGINEERS – DISCUSSION ON TOWN APPOINTEE

It was noted that Thomas Rowan had withdrawn as safety officer of West Greenwich No. 1 so he could remain on Fire Board of Engineers.

DISCUSSION ON TEACHER'S UNION CONTRACT

The following Correspondence that was removed from the Consent Agenda was considered:

2. CITY OF WARWICK – RESOLUTION OF THE CITY COUNCIL IN SUPPORT

OF HOUSE BILL 7108 WHICH WOULD PROHIBIT LANGUAGE IN COLLECTIVE BARGAINING AGREEMENTS IDENTIFYING A SPECIFIC MEDICAL, DENTAL OR OPTOMETRIC MEDICAL INSURANCE COMPANY

Butler moved to endorse this resolution. Woloohojian seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

9. ARTICLE FROM BUSINESS WEEK
SPERLING'S BEST PLACES
RANKING WEST GREENWICH 40 OUT OF 52

It was noted that West Greenwich ranked 40 out of 52.

EXECUTIVE SESSION – PURSUANT TO RIGL 42-46-5,A, 1, 2 - PERSONNEL & LITIGATION & COLLECTIVE BARGAINING

Woloohojian moved to go into Executive Session for matters of Personnel and Litigation and Collective Bargaining pursuant to RIGL 42-46-5,a, 1 & 2 at 10:32 p.m. Andrews seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

Butler moved to come out of Executive Session and seal the minutes at 11:21 p.m. Woloohojian seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

butler moved to adjourn at 11:21 p.m. Andrews seconded. VOTED: Waltonen – aye, Butler – aye, Andrews – aye, Woloohojian – aye.

Janet E. Olsson, CMC
Town Clerk