

Town Council Meeting  
November 9, 2023

The November 9, 2023 Town Council Meeting was called to order by Denise L. DiFranco, President, in Foster, RI at 6:00 p.m. at the Town House.

The following members were present:  
**Denise L. DiFranco, President**  
**Heidi Rogers (Excused)**  
**Chris Stone**  
**David Paolino**  
**Cheryl Hawes**

Also present:  
Kelli Russ, Finance Director  
Grant McGregor, Planner  
Julia Chretien, Assistant Solicitor

- I.**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.
- II.**ANNOUNCEMENTS**

Denise L. DiFranco announced that Heidi Rogers is excused.

Denise L. DiFranco announced that Saturday, November 11th at 11:00 am in front of the Ben Eddy Building is our Veterans Day Ceremony. Next meeting will be after Thanksgiving and she wanted to wish everyone a Happy Thanksgiving. November 19th Service from 3:00pm -4:00 pm at Foster Center Baptists Church. Bright Night is Friday December 1st at 5:00 pm.

**PUBLIC COMMENT**

Denise L. DiFranco announced there were no public comments.
- III.**CONSENT AGENDA**

1. Meeting Minutes

Approval of October 26, 2023

2. Approval of General Warrants FY2024 #8

\$167,048.33

Chris Stone moved to accept the consent agenda as presented.

David Paolino seconded. Motion passed 4 - 0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.
- IV.**EAGLE SCOUT PROJECT**

Theodore Henry introduced himself as a Life Scout. By April 7<sup>th</sup> he will be 18 and he needs to get his Eagle Scout Project done. His project is building a retired flag box. At Camp Yawgoog there is a flag burning ceremony every year for retired flags. This project is very meaningful to him. He made some modifications to the box from the original sketches. It will be 3 feet tall, 1.5 – 2 feet wide and about 1 foot long. He will fund all of the materials and it will be built with help from his troop with his supervision. On the left and right sides there will be red and white stripes and the top will be blue with white stars. His scoutmaster is Jim Cotta.

David Paolino made motion to allow the flag box to be placed at town hall in the presented location

Chris Stone Seconded. Motion passed 4 - 0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.
- V.**PUBLIC HEARINGS**

A. Kennel License —

Nana Diana’s Doggie Daycare

Denise read the license advertisement for Nana Diana’s Doggie Daycare to be located at 59A Balcom Rd. See Exhibit A.

Diana Singleton of 59A Balcom Rd. Spoke on behalf of her Kennel License application. She stated that the State of Rhode Island and the Town of Foster requires a Kennel License for her to be able to have a small doggie daycare inside of her home. She mentioned that the large barn on her property is not reasonably affordable for her to turn into a kennel. She had a large-scale kennel in the past in

North Carolina and that is not her goal with this kennel license. She wants to do a doggie daycare with a maximum of only 6 dogs. The dogs will be walked on leashes and allowed to go outside individually in a small fenced in area. Diana said that if she is granted the town kennel license, she would still need to apply for the state kennel license and pass all the required inspections.

Denise L. DiFranco opened the public hearing and asked if anyone would like to speak in opposition.

Tracy Griffing, 55 Balcom Rd. Tracy stated that she is all about people having a home business but she thinks there could be excessive barking and she moved to Foster for peace and quiet.

Karen Ward, 55 Balcom Rd. Karen stated that she moved here to enjoy the dirt road but when it rains, it can be hard to pass. She feels that two barns on Diana's property have potential to be used. Six dogs means six cars twice a day.

Tracy Griffing, 55 Balcom Rd, spoke again. Tracy said that the DPW Director has always wanted to pave the road and that they have fought not to pave the road. More thoroughfare on that road means more wear and tear and then the DPW director is going to want to pave it.

Denise L. DiFranco asked if anyone else would like to speak in opposition.

Denise L. DiFranco asked if anyone would like to speak in favor of this license

Marilyn Flanders, 104A Cucumber Hill Rd. Marilyn said she is confused. She has had up to 14 dogs licensed in this town because it used to be harder to get a kennel license so she licensed the dogs individually. Diana only wants 6 dogs. That doesn't mean there's going to be more than 6 cars at a time. She thought Foster wanted some business in this town. She feels it is foolish that we are going to this extreme with Diana's Kennel License.

Matt Gillooly, 95 Winsor Rd, says Diana's persistence shows she is taking this license very seriously and he would like to see it happen.

Denise L. DiFranco closed the public hearing.

Cheryl Hawes spoke and said that she has listened to Diana twice now and she thinks if we give her a chance she will come back in April once she has been up and running for a few months and then we will be able to make a valid and fair decision.

David Paolino says it is a reasonable request to have people come forward because the council is expert in zoning ordinances such as improper notification of residents.

Denise L. DiFranco said that she understands that people move out here for the quiet but it is part of the rural community that people have animals. As far as the road goes, it is a public road. Denise said that she cannot justify saying no because of those reasons.

David Paolino made a motion to accept Nana Diana's Doggie Daycare as presented with an expiration date of April 30, 2024 with 6 animals maximum for in home boarding, Monday through Friday, 8:00 a.m. to 6:00 p.m. and contingent upon the state kennel license approval.

Chris Stones seconded. Motion passed 4-0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Nana Diana thanked the council for approving the license and excused herself.

B. Zoning – 1<sup>st</sup> Hearing

Cheryl Hawes read the 1<sup>st</sup> hearing ad. See Exhibit B.  
Grant McGregor reviewed the ordinances.

Sec. 32-2 – Purpose of Chapter

Proposes amendments to the purposes of the Subdivision Regulations chapter in accordance with RIGL 45-23 as amended.

Sec. 32-5 – Definitions

Proposes amendments to the definitions of the Subdivision Regulations in accordance with RIGL 45-23.

Sec. 32-42 – Planning board of appeals

Proposes restructuring of the appeal process relating to decisions of the Planning Board and/or the Administrative Officer as required by RIGL 45-23 as amended.

Sec. 32-46 - Procedure for approvals between Planning Board and other local permitting authorities.

Proposes addition of Unified Development Review as required by RIGL 45-23 and 45-24 as amended.

Sec. 32-47 – Waivers and modifications

Proposes removal of the authority of the Planning Board to waive the need for land development plan approval as required by RIGL 45-23 as amended. Authority to waive or modify specific requirements of a land development plan or subdivision remains.

Sec. 32-49 Technical Review Committee

Proposes addition of a Technical Review Committee, as recommended by RIGL 45-24 and 45-23 as amended.

Sec. 32-50 - Public notice requirements

Proposes addition of section to specify public hearing notice requirements as required by RIGL 45-24 and 45-23 as amended. Proposes addition of public notice requirements for all applications under said chapters.

Sec. 32-71 – Procedure

Proposes restructuring of the appeal process relating to decisions of the Planning Board and/or the Administrative Officer as required by RIGL 45-23 as amended.

Sec. 32-72 – Public hearing

Proposes restructuring of the appeal process relating to decisions of the Planning Board and/or the Administrative Officer as required by RIGL 45-23 as amended.

Sec. 32-73 – Standards for review

Proposes restructuring of the appeal process relating to decisions of the Planning Board and/or the Administrative Officer as required by RIGL 45-23 as amended.

Sec. 32-74 – Reserved (Appeals to the superior court added)

Proposes restructuring of the appeal process relating to decisions of the Planning Board and/or the Administrative Officer as required by RIGL 45-23 as amended.

Sec. 32-75 – Reserved (Enactment of or amendment of local regulations added)

Proposes restructuring of the appeal process relating to decisions of the Planning Board and/or the Administrative Officer as required by RIGL 45-23 as amended.

Sec. 32-107 – Certificate of completeness

Proposes removal of obsolete language and regulations pertaining to certification of a complete application and addition of updated language and regulations pertaining to certification of a complete application as required by RIGL 45-23 as amended.

Sec. 32-108 - Preapplication meeting and concept review  
Proposes addition of subsection (e), which specifies the timeline for holding a pre-application meeting for a major land development and the rights of an applicant if no such meeting is held, as required by RIGL 45-23.

Sec. 32-146 – Generally

Proposes additions to the regulations for Administrative Subdivisions as required by RIGL 45-23.

Sec. 32-224 – Lots

Proposes that a through lot (lot abutting two parallel streets) be permitted to be created via subdivision.

Sec. 32-296 – Minor subdivision involving no road creation or extension

Proposes minor subdivisions be cited to reflect the number of lots to be created (between 1 and 9) as amended by RIGL 45-23.

Sec. 32-298 – Major subdivision involving no road creation or extension.

Proposes major subdivisions be cited to reflect the number of lots to be created (10 or more) as amended by RIGL 45-23.

Sec. 32-301 – In general

Proposes addition of required portions of RIGL 45-53 as amended to note the allowance of density bonuses. RIGL 45-53 pertains to LMI Housing.

Sec 32-302 – Submission requirements

Proposes addition of required portions of RIGL 45-53 as amended to describe the submission requirements for preliminary plans. Proposes removal of obsolete submission requirements. RIGL 45-53 pertains to LMI Housing.

Sec. 32-303 – Certification of completeness

Proposes addition of required portions of RIGL 45-53 as amended to describe the updated timelines for certification of preliminary plans. Proposes the removal of obsolete master plan requirements. RIGL 45-53 pertains to LMI Housing.

Sec. 32-304 – Pre-application conference

Proposes removal of obsolete pre-application conference language and requirements and addition of updated pre-application conference language and requirements as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-305 – Review of applications

Proposes removal of obsolete language and requirements relating to review of applications and addition of relevant language and requirements relating to review of preliminary plan applications, as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-306 – Powers of the board

Proposes addition of language and regulations allowing the administrative officer to issue permits or approvals for projects submitted under RIGL 45-53, as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-307 – Review process

Proposes removal of obsolete review process requirements and addition of updated final plan submission requirements as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-308 – Certification of completeness – Final plan review

Proposes addition of updated requirements for Certification of completeness of a Final Plan as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-309 – Review of applications – Final plan  
Proposes addition of updated requirements for review of Final Plan applications as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-310 – Infeasibility of conditions of approval  
Proposes addition of language and regulations allowing an applicant to prove infeasibility of conditions of approval as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-311 – Fees  
Proposes addition of language and regulations specifying fees for an application under RIGL 45-53 be consistent with those of the local minor or major subdivision regulations. Whichever is applicable? RIGL 45-53 pertains to LMI Housing.

Sec. 32-312 – Recording of written decisions  
Proposes addition of specifications, including timeframe, for recording of written decisions on applications filed under RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-313 – Majority vote required  
Proposes addition of specifications that a majority vote of Planning Board members present is required for an application submitted under RIGL 45-53, provided that a quorum of members is present. RIGL 45-53 pertains to LMI Housing.

Sec. 32-314 – Construction timetable  
Proposes addition of specifications relating to expiration of approval and deadline for completion of a project approved under RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-315 – Remanded applications  
Proposes addition of specifications and requirements for applications submitted under RIGL 45-53 which were remanded by SHAB or the Superior Court, including timeframes. RIGL 45-53 pertains to LMI Housing.

Sec. 32-316 – Density bonuses  
Proposes addition of density bonuses as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 32-317 – Definitions  
Proposes addition of definitions as required by RIGL 45-53. RIGL 45-53 pertains to LMI Housing.

Sec. 24-32 – Duties  
Proposes addition of subsection (g), which describes the authority of the Planning Board to issue decisions under RIGL 45-24 when an application submitted under RIGL 45-24 requires approval under RIGL 45-23. This process is known as Unified Development Review.

Denise L. DiFranco asked if there was anything anyone wanted to say in general about these ordinances.

Lynne Rider said that we do not have an assistant planner and there are a lot of time constraints. Grant said the technical review committee has been the backup but he wishes there was an assistant planner if there was the budget for that. Denise L. DiFranco asked who the technical review committee would be. Grant said it would be a set group of people. It could be any combination of municipal staff or public with himself as the chair. Ms. DiFranco asked if the council would decide the

appointments. Julia Chretien said it would be more of a subcommittee.

Denise L. DiFranco asked two more times if there was anyone who wanted to speak in favor or against these ordinances.

Denise L. DiFranco closed the public hearing.

C. Zoning – 2<sup>nd</sup> Hearing

Denise L. DiFranco stated that this is the second hearing and we would be taking a vote tonight. David Paolino read the 2<sup>nd</sup> public hearing advertisement. See Exhibit C.

Sec. 38-1 – Purpose (Amendments)

Proposes amendments necessary to meet the requirements of RIGL. Regarding purposes of zoning.

Sec. 38-36 – Enforcement of Chapter (Amendment)

Proposes amendments to match the definitions section.

Clarifies responsibility in enforcement by position.

Sec. 38-227 - Merger of substandard lot of record (Amendment)

Proposes amendments necessary to meet the requirements of RIGL. Adds provision that the merger of lots shall not be required when the substandard lot of record has an area equal to or greater than the area of fifty percent (50%) of the lots within two hundred feet (200 ft) of the subject lot.

Sec. 38-230 – Nonconforming by use (Amendment)

Proposes amendment to add text from RIGL 45-24-31 (52)(i), which describes lawfully established use of land, building, or structures which are nonconforming by use to Sec. 38-230.

Sec. 38-234 – Continuation of use (Amendment)

Proposes uses of land be added to Sec. 38-234, which currently only describes nonconforming rights providing for continuation of a use in any building or structure.

Sec. 38-237 – Enlargement (Amendment)

Proposes addition of maximum building coverage to the cited dimensional requirements which enlargement of a nonconforming use shall meet. Proposes removal of inaccurate line of text.

Sec. 38- 276 – Lots divided by zoning district boundary (Removal and Replacement)

Proposes removal of ordinance allowing for a zoning district to extend up to 50 feet into a lot located in a different zoning district. Proposes replacement with standards for fruit and vegetable stands currently found in Sec. 38-191. Proposes removal of the requirement of a stand to occupy the same lot as the owner.

Sec. 38-291 – Regulations pertaining to communications towers and antennas (Corrective Amendment)

Proposes removal of the MI, NC, and R-SC in continuity with the proposed amendments to Sec. 38-132 – Official Zoning Map. Proposes addition of HC2 zoning district. Proposes re-addition of language, which was omitted by error during codification.

Sec. 38-295 – 38-320 – Reserved (Addition to reserved ordinance)

Proposes supplementary regulations for recreational marijuana uses and development regulations for a future Municipal/Historic overlay district.

Sec. 38-356 – Residential compounds (Amendment)

Proposes clarifying language to frontage requirements and removal of five-year eligibility requirement; removal of subdivision after 1998 ineligibility.

Sec. 38- 390 - Site plan for accessory nonfamily dwelling units (Addition to reserved ordinance)

Proposes specification that these site plans shall be submitted according to building permit standards.

Sec. 38-391 – Site plan for residential compounds (Addition to reserved ordinance)

Proposes adding specifications for site plans for residential compounds. These specifications exist within the zoning ordinance.

Sec. 38-191 – Table of uses - Wholesale Business and Storage Uses #7 (Addition)

Proposes addition of a storage use allowing the keeping of equipment and materials used for purposes including, but not limited to, landscaping, agriculture, construction, and woodworking.

Denise L. DiFranco opened the public hearing.

Denise L. DiFranco asked if anyone wanted to speak in opposition of the ordinances as presented three times.

Denise L. DiFranco asked if anyone was in favor of the ordinances three times.

Denise L. DiFranco closed the public hearing.

David Paolino thanked Grant McGregor for his hard work.

David Paolino made a motion to accept the ordinances as presented.

Chris Stone seconded. Motion passed 4-0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

#### D. Liquor License Renewals

Denise L. DiFranco opened the public hearing.

David Paolino read the liquor license advertisement. See Exhibit D.

Lynne Rider, 20 Burgess Rd. Lynne asked how long someone could hold onto a liquor license without his or her business being open. Julia Chretien stated that they are annual liquor licenses and that the motion includes ‘contingent upon’. She said that they have their liquor license but it is not effective until they receive all the necessary approval. Chris Stone asked if we have a limit on liquor licenses. Julia Chretien said yes. David Paolino asked about whether having current building permits would affect the liquor license exemption. Denise L. DiFranco said that is something they will have to think about.

Cheryl Hawes moved that, in conformity with and under the authority of the provisions of Title 3, Chapter 3-5 of the General Laws of the State of Rhode Island, Revision of 1956, as amended, and any and all amendments thereto, the annual fees for Class A Package Store License shall be and are hereby fixed at Four Hundred Dollars (\$400.00) each.

That the Annual Fees for Class B Victuallers (BV and BVL) shall be and is hereby fixed at Four Hundred Dollars (\$400.00) each.

That the Annual Fees for Class D unlimited shall be and is hereby fixed at Eight Hundred Dollars (\$800.00) each.

That the Annual Fee for extra hour closing shall be and is hereby fixed at Two Hundred Dollars (\$200.00)  
That the Annual Fee for an Entertainment License shall be and is hereby fixed at Two Hundred Dollars (\$200.00)

That the Annual Fee for Holiday Sales is Twenty-five Dollars (\$25)

David Paolino seconded. Motion passed 4 - 0.  
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye;  
Denise L. DiFranco, aye.

Cheryl Hawes moved that that all holders of such licenses hereunder granted except Class A Package Store Licenses are hereby granted permission to hold dances in their respective places so licensed.

David Paolino seconded. Motion passed 4 - 0.  
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye;  
Denise L. DiFranco, aye.

Cheryl Hawes moved that no transfer application or applications that may be made to have one or more granted licenses transferred from one person to another person or persons at the same location without a specific consideration and determination by the Town Council.

David Paolino seconded. Motion passed 4 - 0.  
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye;  
Denise L. DiFranco, aye.

Cheryl Hawes moved that the following persons and corporations be and are hereby granted renewal licenses for their respective places of business pending receipt of Certificates of Good Standing from the Rhode Island Division of Taxation to the Town Clerk, with the approval from the Police Chief,  
Tax Collector, Building Inspector, Fire Chief, and the Rhode Island Department of Health and Certificate of Server Training Program.

Class A Package Store including Sunday and Holiday Sales

- License for Healey's Liquor, Inc., d/b/a Healey Liquor Store, 144 Danielson Pike;
- License for The Watering Hole, LLC, d/b/a The Watering Hole, 185 Hartford Pike;

Heidi Rogers reiterated her motion for the following:  
Class BV licenses:

- License for Thomas Breard d/b/a Lucky's Pizza, 143 Danielson Pike;
- License for Tykamac Enterprises, LLC., d/b/a Foster Country Club, Inc., 67 Johnson Road;
- License for Helen's Place Inc. d/b/a Helen's Place, 172 Danielson Pike;
- License for Woodland Meeting House, LLC, d/b/a Woodland Meeting House, 115 East Killingly Road
- Shady Acres Fry Shack, LLC d/b/a Shady Acres, 164 Danielson Pike

Chris Stone seconded, Motion passed 4 - 0.  
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye;  
Denise L. DiFranco, aye.

Cheryl Hawes reiterated her motion for the following



Class D license

- License for Little Rhody Vasa Park, Inc., d/b/a Little Rhody Vasa Park, 10 Boswell Trail

Cheryl Hawes moved that the number of liquor licenses to be granted and issued for and during the current term next ensuing December 2, 2021 and ending December 1, 2022 shall be as follows:

- Class A Package Store Two (2)
- Class B Victuallers Five (5)
- Class D Unlimited One (1)

And furthermore that the Town Clerk shall not receive any other applications without the approval of the Town Council.

David Paolino seconded. Motion passed 4 - 0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Cheryl Hawes moved that the following persons be and are hereby granted Entertainment/Ongoing Open Recreation Event renewal licenses for their respective places of business with the approval from the Police Chief, Tax Collector, Building Inspector, Fire Chief and the RI Department of Health Certificate of Server Training program.

Entertainment/Ongoing Open Recreational Event Licenses

- License for Thomas Breard d/b/a Lucky's Pizza, 143 Danielson Pike;
- License for Tykamac Enterprises LLC, d/b/a Foster Country Club, Inc., 67 Johnson Road;
- License for Woodland Meeting House, LLC d/b/a Woodland Meeting House, 115 East Killingly Road
- License for Helen's Place, Inc., d/b/a/ Helen's Place, 172 Danielson Pike

David Paolino seconded. Motion passed 4 - 0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Cheryl Hawes moved to approve that the following businesses have applied for renewal of Game and Amusement Devices Licenses:

- Lucky's Pizza 1 machines/1 pool table
- Helen's Place 1 pool table
- Woodland Meeting House 1 pool table

David Paolino seconded. Motion passed 4 - 0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Cheryl Hawes moved that it is ordered, in granting the previously specified and numbered licenses, that the provisions of said General Laws of 1956, as amended and all amendments thereof and thereto, and also the provision for any and all laws affecting such licenses shall apply and such licenses are hereby granted subject to such rules and regulations and conditions heretofore established or that may hereafter be established by the Town Council of Foster and that licenses hereby granted shall expire on the first day of December 2022 at twelve o'clock midnight, unless sooner revoked for cause.

David Paolino seconded. Motion passed 4 - 0.  
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye;  
Denise L. DiFranco, aye.  
Denise L. DiFranco closed the public hearing.

**VI. OLD BUSINESS**

**1. Entrance to Town -  
Signage**

Denise stated that this item is signage we have talked about before and that Grant was looking into it. She asked where do we currently stand and what do we need to do? Grant McGregor said that Gordon Rogers told him that DPW can do the labor and sent Grant the cost of the materials that Coventry paid. The Coventry quote included a flowerbox surrounding the sign. Grant does not think we need to do that but we could if we wanted to. Grant said that the cost was \$790.00 dollars per sign for materials. Grant stated that Coventry has 12 sign locations and Foster has 9. If we have \$10,000 for signs and did the same exact thing as Coventry we would have to purchase roughly \$7,000 worth of materials, to put signs on the right hand side of the road, not on the back of existing signs on the left hand side of the road. Kelli Russ said that the Finance Director from Glocester called her on Monday to tell her that they were not interested in sharing signs.

Denise L. DiFranco said she also is not in favor of sharing signs and that if we are going to do this we are going to do it right.

Denise asked Ms. Russ if we have the money. Ms. Russ said yes.

Denise would accept a motion with discussion after to use \$10,000 of the ARPA funds to pay for the signage at the 9 locations that Grant has, including all of the sign, 4x4 support posts, vinyl sleeve caps, 6x6 timbers, the landscape box, the lag screws, spikes, nails, 3 cubic yards of screened loam and livestock(?) for each sign.

David Paolino moved.

Cheryl Hawes seconded. Motion passed 4-0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye;  
Denise L. DiFranco, aye.

Susan Dillon asked for clarification on the motion not being "all materials needed".

Denise L. DiFranco stated that she wanted specific materials because she wanted to include the box that goes around the bottom. Not a flower box. Not the sign just stuck in the ground. Cheryl Hawes said there is one like that in Moosup Valley and it looks nice.

Lynne Rider asked if there is going to be anything Foster specific.

Grant said that he asked Jayne Stoos, the Building and Zoning Clerk, to help with the design. It would be the same Font as the Town of Foster Website and would say Foster, Welcome to, maybe have it start with incorporated 1781 with the town seal. Cheryl Hawes says that is exactly what Coventry did. Kelli Russ suggested adding one or two signs, like what she saw when she was traveling through Connecticut, which said "we run on volunteers". Denise said she liked that.

Cheryl Hawes asked where the 9 locations are. Grant said that they would be on every state road that borders another town including Connecticut, 8 state roads, including one opposite of Old Plainfield Pike which used to be a state road.

Denise said we had a motion, it has been seconded, hearing no further discussion.

Motion passed 4-0

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Denise asked Kelli Russ to talk to Grant about adding her idea to the sign. Ms. Russ said she would try to find a picture. Denise said that Grant is in charge of deciding on the design of the sign.

**VII. NEW BUSINESS**

*Item moved to this location*

1. DEM Outdoor Grant  
Application: Options

Denise asked for a motion to move item number one under New Business DEM Outdoor Grant Application to this position

Cheryl Hawes moved

David Paolino seconded. Motion passed 4-0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

Denise L. DiFranco said there is another outdoor recreation grant available through the state. One of the things we have discussed in the past is Green Acres and applying for something to do there. Denise said that Grant and Tammy discussed whether to continue with the recreation field and add lighting, discussed bleachers and a concession stand. Tammy Steinkamp said lighting would be helpful. The high school and recreation teams are all trying to use the same one field at Ponaganset High School. There is a new field at the middle school but the girls lacrosse team is there 3:00 pm to 5:00 pm and the boys team is there 5:00 pm to 7:00 pm. Tammy said that she spoke to Dave Tirrell and he thought the Tri Town Titans football team would definitely want to use the recreation field and they would have games at night. Kelli Russ explained that there is also no lighting for the parking lot. Denise L. DiFranco said that that the wiring is installed underground for the parking lot lighting. Denise L. DiFranco asked if we would need a well for a concession stand. Kelli Russ said no and that bleachers were also discussed but there is not enough room and you would need expensive ADA accessible bleachers. Denise asked if we wanted to finish the recreation field or look into Green Acres. David Paolino said that we need to finish something. Kelli Russ said the grant is due in December and we would apply for the full \$500,000. Kelli Russ does not think that anything to do with Green Acres would be done in time. Denise stated that we would need lifeguards.

Chris Stone made a motion to use the grant money for the recreation field.

David Paolino seconded.

Motion passed 4-0.

Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

**VI. OLD BUSINESS**

2. Community Facility  
Project Fund, Update

Denise L. DiFranco said that Kelli Russ sent an E-mail stating all of the stage two applications are in and funds would be reallocated. Kelli Russ said that Foster is now tied to Glocester and that she thinks as time goes on more communities will drop out. Ms. Russ said that she advised Glocester not to limit themselves by scaling down their project from two buildings to one and to apply for

additional funding. Denise L. DiFranco wants to make sure Glocester has all of their ducks in a row before we give them the money and said that 5 other communities have dropped out after phase 2 so far. Denise L. DiFranco said that if we are going to continue with Glocester the Glocester Town Council needs to know. Kelli Russ said it would be the libraries and that we would know more by December 31<sup>st</sup>.

3. American Rescue Plan  
Act (ARPA) Fund  
Projects

Denise L. DiFranco thanked Kelli Russ for updating the ARPA Fund Project spreadsheet. Kelli Russ said that she took Green Acres off completely. Kelli Russ said that we are over budget by \$8,800 and that she lowered the recreation field based on the grant discussed earlier and left it at \$40,000 but it is probably going to be even less. Land Records is \$27,000. E-permitting is done. The covered bridge so far is over \$35,000. Kelli Russ said we are OK between the upstairs office renovation and the \$10,000 for the signage for now because neither project has been completed. If we end up going over it won't sneak up on us that quickly and we can use the \$16,000 we had allocated for the fairground lighting to cover the difference.

**VII. NEW BUSINESS**

*This item moved*

This item moved to new position.

1. DEM Outdoor Grant  
Application

2. New Foster Police  
Department Building Project  
- Rowse Architects

Denise L. DiFranco said that the sign looks great. Kelli Russ stated that we have modified the police station contract significantly. Ms. Russ also asked why they added the additional money and who gave them the approval? Who is giving them permission to alter the contract? Is it the building committee? Ms. DiFranco said she is just guessing but explained that the additional services are due to potentially moving the building because of the wetlands survey and since they had the wetlands survey approved she believes that the engineer piggybacked on that approval. David Paolino said that if they had to modify the drawings then that makes sense. Kelli Russ asked Julia Chretien if she had a better understanding. Julia Chretien said no. Denise DiFranco said that she would like to continue this item until the November 30th Town Council Meeting.

**VIII. EXECUTIVE SESSION**

Pursuant to RIGL 42-46-5,  
(A), (2) Contracts

1. Foster Cell Tower Lease  
Agreement with Foster Center  
Fire Department
2. Contract Negotiations  
between the Town of Foster  
and RI Laborers District  
Council, Local 1322

Cheryl Hawes moved, Chris Stone seconded, to go into Executive Session pursuant to RIGL 42-46-5 for a work session regarding Contract and Litigation according to RIGL 42-46-5-(A)(2) and to reconvene into open session and to further keep the minutes of said meeting closed and the minutes of all executive sessions held previous to this meeting remain closed in accordance with provisions in RIGL 42-46-4 & 5. No discussion.  
Motion passed 4-0.  
Chris Stone, aye; David Paolino, aye; Cheryl Hawes, aye; Denise L. DiFranco, aye.

The council reconvened into Open Session at 10:15 p.m. Denise L. DiFranco announced that there was vote taken. The motion was to accept the contract for the DPW Local Union 1322 and clerks as presented. The vote was 4-0.

**IX. ADJOURNMENT**

David Paolino made a motion to adjourn. Chris Stone seconded. Motion passed 4 – 0 at 10:30 p.m.

Submitted by, Susan M. Dillon, Town Clerk

## **TOWN OF FOSTER NOTICE OF PUBLIC HEARING**

**NOTICE** is hereby given by the Foster Town Council, being the Licensing Board in said town under RIGL 4-13-10 of the General Laws of RI, 1956, as amended; that a Public Hearing will be held on November 9, 2023 at 6:00 P.M., at the Town House located at 181 Howard Hill Road, Foster, RI. Diana Singleton DBA Nana Diana's Dog Daycare of 59A Balcom Road, Foster, RI has applied to said Council for a Kennel License valid through April 30, 2024. At which time and place all persons are entitled to be heard. If communication assistance is needed please contact the Town Clerk at least 72 hours in advance.

By Order of the Foster Town Council  
Susan M. Dillon, Foster Town Clerk

## TOWN OF FOSTER

On November 9, 2023 The Foster Town Council will conduct a Public Hearing at 6:00 PM at 181 Howard Hill Road (Town House Building). On the agenda will be discussion of thirty-five (35) subdivision/land development ordinances and one (1) planning ordinance.

The recommendations include amendments and additions to of the Foster Subdivision Regulations Sec. 32-2 Purpose of chapter; Sec. 32-5 Definitions; Sec. 32-42 Planning board of appeals; Sec. 32-47 Waivers and modifications; Sec. 32-71 Procedure; Sec. 32-72 Public hearing; Sec. 32-73 Standards for review; Sec. 32-74 Appeals to the superior court; Sec. 32-75 Enactment or amendment of local regulations; Sec. 32-107 Certification of completeness; Sec. 32-108 Preapplication meeting and concept review; Sec. 32-146 Generally; 32-46 Unified development review; 32-49 Technical review committee; Sec. 32-50 Public notice requirements; Sec. 32-224 Lots; Sec. 32-296 Minor subdivision involving no road creation or extension; Sec. 32-298 Major subdivision involving no road creation or extension; Sec. 32-301 In general; Sec. 32-302 Submission requirements; Sec. 32-303 Certification of completeness; Sec. 32-304 Pre-application conference; Sec. 32-305 Review of applications; Sec. 32-306 Powers of the board; Sec. 32-307 Submission requirements – Final plan review; Sec. 32-308 Certification – Final plan review; Sec. 32-309 Review of applications – Final plan; Sec. 32-310 Infeasibility of conditions of approval; Sec. 32-311 Fees; Sec. 32-312 Recording of written decisions; Sec. 32-313 Majority vote required; Sec. 32-314 Construction timetable; Sec. 32-315 Remanded applications; Sec. 32-316 Density bonuses; Sec. 32-317 Definitions.

The recommendations include amendments and additions to one (1) of the Foster Planning Ordinances. Sec. 24-32 – Duties.

Copies of the proposed amendments, additions, and removals can be found online at <https://www.townoffoster.com/planning-department>. Copies can also be obtained from the Foster Planning Office during regular business hours. The proposed amendments, additions, and removals 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. Any alteration or amendment must be presented for comment in the course of the hearing.

Individuals requiring interpreter service must notify the Town Clerk's Office at (401) 392-9200 at least 72 hours in advance of the hearing date.

By order of the Town Council,  
Susan M. Dillon, Town Clerk

## TOWN OF FOSTER

On October 26, 2023 The Foster Town Council will conduct a Public Hearing at 6:00 PM at 6 South Killingly Road (Benjamin Eddy Building). On the agenda will be discussion of thirteen zoning ordinances, recommended by the Planning Board at its September 20 meeting.

The recommendations include amendments to the Foster Zoning Ordinance Sec. 38-1 – Purpose; Sec. 38-36 – Enforcement of chapter; Sec. 38-227 – Merger of substandard lot of record; Sec. 38-230 – Nonconforming by use; Sec. 38-234 – Continuation of use; Sec. 38-237 – Enlargement; Sec. 38-276 – Lots divided by zoning district boundary; Sec. 38-291 – Regulations pertaining to communications towers and antennas; Sec. 38-295 – 38-320 – Reserved; Sec. 38-356 – Residential compounds; Sec. 38-390 - Site plan for accessory nonfamily dwelling units; Sec. 38-391 – Site plan for residential compounds; and Sec. 38-191 – Table of uses - Wholesale Business and Storage Uses #7.

Copies of the proposed amendments, additions, and removals can be found online at <https://www.townoffoster.com/planning-department>. Copies can also be obtained from the Foster Planning Office during regular business hours. The proposed amendments, additions, and removals 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. Any alteration or amendment must be presented for comment in the course of the hearing.

Individuals requiring interpreter service must notify the Town Clerk's Office at (401) 392-9200 at least 72 hours in advance of the hearing date.

By order of the Town Council,  
Susan M. Dillon, Town Clerk



## **NOTICE TOWN OF FOSTER**

### **Liquor License Renewals**

Notice is hereby given by the Foster Town Council, being the Licensing Board in said Town under Title 3, Chapter 5, Section 17 of the General Laws of RI, 1956, as amended; that the following named persons and corporations have applied to said Council for licenses for the year ending December 1, 2024:

#### **CLASS A (Includes Holiday Sales) Renewals**

Healey's Liquors, Inc. d/b/a Healey's Liquors, 144 Danielson Pike  
The Watering Hole, LLC d/b/a The Watering Hole, 185 Hartford Pike

#### **CLASS BV Renewals (Includes Victualing)**

Helen's Place, Inc. d/b/a Helen's Place, 172 Danielson Pike  
Thomas Breard d/b/a Lucky's Pizza, 143 Danielson Pike  
Tykamac Enterprises, LLC d/b/a Foster Golf & Country Club, Inc., 67 Johnson Road  
Woodland Meeting House, LLC d/b/a Woodland Meeting House, 115 East Killingly Rd.  
Shady Acres Fry Shack, LLC d/b/a Shady Acres, 164 Danielson Pike

#### **CLASS D UNLIMITED Renewal (Includes Victualing and Entertainment)**

Little Rhody Vasa Park, Inc., d/b/a Little Rhody Vasa Park, 10 Boswell Trail

### **Entertainment License Renewals**

Pursuant to RI General Laws, 1956, as amended, 5-22-1 et seq, Foster Ordinance entitled Open Recreational Events and Amusements License 1999; the following applicants have applied to the Town Council for a renewal of license under said act for the year ending December 1, 2024:

Helen's Place, Inc., d/b/a Helen's Place, 172 Danielson Pike  
Thomas Breard d/b/a Lucky's Pizza, 143 Danielson Pike  
Tykamac Enterprises, LLC d/b/a Foster Golf & Country Club Inc., 67 Johnson Road  
Woodland Meeting House, LLC d/b/a Woodland Meeting House, 115 East Killingly Rd

### **Games & Amusements License Renewals**

Helen's Place, Inc. d/b/a Helen's Place, 172 Danielson Pike  
Thomas Breard d/b/a Lucky's Pizza, 143 Danielson Pike  
Woodland Meeting House, LLC d/b/a Woodland Meeting House, 115 East Killingly Rd.

The above applications will be in order for a Public Hearing of the Foster Town Council, **November 9, 2023** at 6:00 p.m, at which time and place all remonstrants may make their objections. Hearing impaired persons attending who require assistance, or anyone requiring the services of an interpreter, should call the office of the Town Clerk at 401-392-9201 at least 72 hours in advance of said meeting.

By Order of the Foster Town Council, Susan M. Dillon, Foster Town Clerk