

# ***Foster Town Council Meeting Agenda***

BENJAMIN EDDY BUILDING, 6 SOUTH KILLINGLY ROAD, FOSTER, RI 02825

## **Hybrid Meeting using Zoom via Computer or Phone**

Thursday, March 14, 2024 @ 6:00 p.m.

NOTICE: The Foster Town Council does not sanction any electronic audio/video recordings of Town Council Meetings made by the public. Any audio/video recordings made by the public are not public records under Title 38 Public Records.

### **I. PLEDGE OF ALLEGIANCE**

### **II. PUBLIC COMMENT / ANNOUNCEMENTS**

### **III. CONSENT AGENDA *disc/action***

#### **1. Meeting Minutes**

Approval of February 8<sup>th</sup> and February 22<sup>nd</sup>. December 14, 2023 Scrivener's error

#### **2. Approval of General Warrants FY2024 #16 \$181,053.74**

### **IV. PUBLIC HEARING**

#### **A. 1<sup>st</sup> Hearing – Zoning *disc/action***

- Amendment to the Ordinance Concerning Mass Gathering Permits. Sec. 12-162. License issuance; fees; limitations. Addition: (3) for any event where the Town, through a Department and/or Committee, is a sponsor and/or coordinator of the event, no public hearing shall be required for the issuance of any event or temporary Mass gathering permit.

#### **B. 2<sup>nd</sup> Hearing – Zoning *disc/action***

1. Sec. 8-217 – Application for initial issuance.
  - Recommendation to specify that an application for initial kennel license requires a development plan review application or waiver request or minor land development application to be submitted to the Planning Board.
2. Sec. 8-218 – Contents of application.
  - Recommendation to amend contents of application to meet RIGL 4-13-10. Recommendation to add procedure for issuance of license and penalties for noncompliance to meet RIGL 4-13-10.
3. Sec. 8-219 – Notice of hearing.
  - Recommendation to remove Sec. 8-219. A public hearing is held by the Planning Board at the development plan review stage and the hearing requirements are specified in Sec. 38-394.
4. Sec. 8-220 – Hearing.
  - Recommendation to remove Sec. 8-220. A public hearing is held by the Planning Board at the development plan review stage and the hearing requirements are specified in Sec. 38-394.
5. Sec. 8-224 – Revocation.
  - Recommendation to amend Sec. 8-224 to give Class A kennel license revocation powers to the town clerk pursuant to RIGL 4-13-10 and Class B kennel license revocation powers to the town council pursuant to RIGL 4-19-6(b). Recommendation to eliminate the requirement for a public hearing regarding a kennel license revocation.
6. Sec. 38-36 – Enforcement of chapter.
  - Proposes amendments to specify that zoning certificates are issued upon written request pursuant to RIGL 45-24-54.
7. Sec. 38-285 – Development standards for drive-through uses.
  - Recommendation to permit drive-through windows on building façades that faces a public street. Drive-through windows are currently permitted but not on the side of a building facing public street.

8. Sec. 38-290 – Regulations pertaining to animals.
  - Recommendation to require a waste management and removal plan for kennels in addition to the existing requirement for agricultural uses exceeding the provisions of Sec. 38-191 (Agricultural Uses – 2.A.).
9. Sec. 38-301 – Construction Timetable.
  - Recommendation to require a waste management and removal plan for kennels in addition to the existing requirement for agricultural uses exceeding the provisions of Sec. 38-191 (Agricultural Uses – 2.A.).
- **C. 3<sup>rd</sup> Hearing –Zoning *disc/action***
  1. Sec. 12-1. Penalty for violation of chapter; authority.
    - Recommendation to add a one hundred dollar (\$100.00) fine as a penalty for violation of chapter 12.
  2. Sec. 12-48 – Businesses – Dumpsters.
    - Recommendation to add a requirement for all businesses to have dumpsters.
  3. Sec. 16-1 – 16-30 – Reserved.
    - Removal of section. There is not a need for this reserved section. There will not be a need for this reserved section in the future. RIGL 23-27.3-100.1.7 Effect of local codes — Repeal of local authority has prohibited municipalities from enacting any local building codes since the adoption of the state building code on July 1, 1977.
  4. Sec. 16-61 - Temporary permits following damage.
    - This section is not moving forward with recommendation.
  5. Sec. 16-81. - Unlicensed trailers prohibited.
    - Recommendation to state that no person shall maintain or use any manufactured home as a dwelling unit without a permit without exceptions.
  6. Sec. 16-82. - Procedure for applying for initial trailer license.
    - Recommendation to amend the permitting process for manufactured homes to match SBC-2.
  7. Sec. 16-83. - Standards to govern issuance of initial trailer license.
    - Recommendation to refer to trailers as manufactured homes to meet SBC-2.
  8. Sec. 16-84. - Hearing on issuance of initial trailer license; issuance or denial of license.
    - Removal of section. Manufactured homes are regulated by SBC-2 in all RI municipalities. No hearing is required in the permitting process for manufactured homes in SBC-2.
  9. Sec. 16-85 - Previously located trailers.
    - Recommendation to state that all previously located manufactured homes must comply with the provisions of Sec. 16-83.
  10. Sec. 16-121 – Definitions.
    - Recommendation to specify that manufactured home parks are prohibited in all zoning districts. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.
  11. Sec. 16-122 - General requirements for operation of a mobile home or trailer park.
    - Removal of section. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.
  12. Sec. 16-123. - Sanitary requirements for operation of mobile home or trailer parks.
    - Removal of section. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.

13. Sec. 16-124. - Registration of mobile homes or trailers.
  - Removal of section. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.
14. Sec. 16-125. - Existing land and area requirements.
  - Removal of section. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.
15. Sec. 16-126. - Penalties for violation.
  - Removal of section. Trailers can no longer be brought into Foster pursuant to Sec. 16-121.
16. Sec. 16-151 – Required.
  - Removal of section. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.
17. Sec. 16-152 – Application.
  - Removal of section. A manufactured home park can no longer be created in Foster pursuant to Sec. 16-121.
18. Sec 18-1- Dumpsters.
  - Recommendation to add a requirement for all businesses to have dumpsters.
19. Sec. 18-2. – Recyclable receptacles.
  - Section is not moving forward with recommendation. Recycling is adequately covered under Chapter 28.
20. Sec. 18-32. - Penalty for violation of article; authority.
  - Recommendation to make the one hundred dollar (\$100.00) fine for violation of the Noise article (Article II) of chapter 18 applicable to all articles of chapter 18.
21. Sec. 24-35 – Organization.
  - Recommendation for a Recording Clerk to be present at the Planning Board meetings. Recording Clerk would not be a member of the Planning Board. Recommendation to allow for one Planning Board meeting per month, opposed to two. Recommendations are made pursuant to RIGL 45-22-5(a) and this section.
22. Sec. 38-3 Penalty for violation of chapter.
  - Recommendation to refer to the zoning official as the zoning enforcement officer. Recommendation to increase the fine for a zoning violation from \$100.00 to \$500.00 if the matter causing repeated violation is not alleviated fourteen (14) days after imposition of fine.

**D. 4th Hearing –Zoning *disc/action***

1. Sec. 12-41 – License for theater.
  - Recommendation to increase the initial license fee for theater to \$100.00. Recommendation for annual renewal fee to match initial license fee. Recommendation to specify that the license is for a long-term theater rather than a single event.
2. Sec. 12-47 – License for gravel banks, natural material processing, stone crushing and sorting, mining, quarrying.
  - Recommendation to increase the initial license fee for Industrial use #21 to \$100.00. Recommendation for annual renewal fee to match annual license fee. Recommendation to require an inspection to be made by the ZEO annually prior to renewal of a license for Industrial use #21. Recommendation to include conditions for restoration of land upon discontinuance of use.

3. Sec. 12-162 - License issuance; fees; limitations.

- Recommendation to increase the fee for a Hawker's license to \$100.00; Peddler's license to \$100.00; and Mass Gathering permit to \$100.00. Recommendation to remove minimum fees for Hawker; Peddler; Mobile food establishment licenses, Event permit; and Mass Gathering permit. Recommendation to remove public hearing requirements for all events subject to this section that are sponsored by a Town Department or Committee.

**VI. OLD BUSINESS** *disc/action*

1. Police Station Update
2. Urgent Request Address Correction Initiative to Enhance Emergency Response Efficiency
3. Foster Center Volunteer Fire Company Cell Tower Lease Amendment.
4. Budget Workshop Meeting Dates

**VII. NEW BUSINESS** *disc/action*

1. Farmers' Market
  - a. Scituate Farmers' Market (Jenn Huff)
  - b. Location
2. Volunteer Fire Fighters' Incentive Plan
3. State Highway Condemnation Plat No. 3021/Parcel 1A  
Bridge Group 02 – Foster Bridges
  - a. The Replacement of the Moosup Valley Road Bridge No. 267, Rams Tail Road Bridge No. 858 & the Mill Road Bridge No. 879 AP 1, Lot 4
4. Camper Space (4H)
5. NRI Barns (4H)
6. Notice of a Significant Alteration from RIDEM.
7. Recycling/Tipping Fees
8. Homestead Exemption
9. Construction Permit Fee Increase
10. Foster Old Home Days, Use of Town Grounds July 26, 27, and 28, 2024
11. Potential Survey and Paving of Winsor Road (*discussion only*)

**VIII. ADJOURNMENT**

**SUSAN DILLON is inviting you to a scheduled Zoom meeting.**

**Topic: Town Council Meeting**

**Time: Mar 14, 2024 06:00 PM Eastern Time (US and Canada)**

**Join Zoom Meeting**

**<https://us02web.zoom.us/j/88524331988>**

**Meeting ID: 885 2433 1988**

**One tap mobile**

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**+16469313860,,88524331988# US**

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