

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 28, 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. EXECUTIVE SESSION

A. PURSUANT TO RIGL 42-46-5 (A), (1) Personnel *disc/action*

1. Policies and Procedures: Police Department

III. OPEN SESSION

2. DPW Director – Gordon Rogers- Open Session

IV. PUBLIC COMMENT / ANNOUNCEMENTS

V. CONSENT AGENDA *disc/action*

1. Meeting Minutes
 - Approval of December 14, 2023 - Scrivener's error correction
 - Recommendation of December 14th 2023 Minutes
2. Approval of General Warrants FY2024 #17 \$80,900.57
3. Kennel License Renewals: Wild River and Country Mutt

VI. PUBLIC HEARINGS

- **Hearing – 2024/2025 BUDGET *disc/action***

- **1ST Hearing – Animals *disc***

1. Sec. 8-1. – Livestock welfare – Livestock defined.
 - Recommendation to add the definition of “livestock” to match RIGL 4-26-3(6) and to specify the types of animals covered under this article.
2. Sec. 8-2. – Livestock welfare – Adequate living conditions.
 - Recommendation to specify the standard for adequate living conditions for livestock. The definition for “adequate living conditions” matches RIGL 4-1-1(5).
3. Sec. 8-3. - General Considerations for the Care and Welfare of Livestock - Definitions.
 - Recommendation to add definitions to define terms related to the general considerations for the care and welfare of livestock. The definitions match 250-RICR-40-05-5.6(A).
4. Sec. 8-4 - General requirements for the care and welfare of all types of livestock.
 - Recommendation to add specifications of the general requirements for the care and welfare of all types of livestock in addition to requirements for specific types of livestock. The same requirements are found in 250-RICR-40-05-5.7.
5. Sec. 8-5 - Specific requirements for the care and welfare of ambulatory disabled, non-ambulatory disabled or distressed livestock.
 - Recommendation to add specific requirements for the care and welfare of Ambulatory disabled, non-ambulatory disabled or distressed livestock. The same requirements are found in 250-RICR-40-05-5.8(A).
6. Sec. 8-6 - Specific requirements for the care and welfare of bovine-veal.
 - Recommendation to add specific requirements for the care and welfare of bovine-veal. The same requirements are found in 250-RICR-40-05-5.8(B).
7. Sec. 8-7. – Specific requirements for the care and welfare of bovine-dairy.

- Recommendation to add specific requirements for the care and welfare of bovine-dairy. The same requirements are found in 250-RICR-40-05-5.8(C).
8. Sec. 8-8 - Specific requirements for the care and welfare of bovine-beef.
 - Recommendation to add specific requirements for the care and welfare of bovine-beef. The same requirements are found in 250-RICR-40-05-5.8(D).
 9. Sec. 8-9 - Specific requirements for the care and welfare of porcine-swine.
 - Recommendation to add specific requirements for the care and welfare of porcine-swine. The same requirements are found in 250-RICR-40-05-5.8(E).
 10. Sec. 8-10 - Specific requirements for the care and welfare of poultry-layers.
 - Recommendation to add specific requirements for the care and welfare of poultry-layers. The same requirements are found in 250-RICR-40-05-5.8(F).
 11. Sec. 8-11 - Specific requirements for the care and welfare of poultry-broilers.
 - Recommendation to add specific requirements for the care and welfare of poultry-broilers. The same requirements are found in 250-RICR-40-05-5.8(G).
 12. Sec. 8-12 – Specific requirements for the care and welfare of poultry breeders.
 - Recommendation to add specific requirements for the care and welfare of poultry breeders. The same requirements are found in 250-RICR-40-05-5.8(H).
 13. Sec. 8-13 - Specific requirements for the care and welfare of ovine.
 - Recommendation to add specific requirements for the care and welfare of ovine. The same requirements are found in 250-RICR-40-05-5.8(I).
 14. Sec. 8-14 – Specific requirements for the care and welfare of caprine.
 - Recommendation to add specific requirements for the care and welfare of caprine. The same requirements are found in 250-RICR-40-05-5.8(J).
 15. Sec. 8-15 - Specific requirements for the care and welfare of camelid.
 - Recommendation to add specific requirements for the care and welfare of camelid. The same requirements are found in 250-RICR-40-05-5.8(K).
 16. Sec. 8-16 - Specific requirements for the care and welfare of equine.
 - Recommendation to add specific requirements for the care and welfare of equine. The same requirements are found in 250-RICR-40-05-5.8(L).
 17. Sec. 8-17 – Violations; Penalties.
 - Recommendation to add penalties for violation of the conditions of Article I of Chapter 8 and the regulations of 250-RICR-40-05-5. The same violations and penalties are found in 250-RICR-40-05-5.9.
 18. Sec. 8-18 – Enforcement.
 - Recommendation to add specific enforcement measures and authorizations. The same measures and authorizations are found in 250-RICR-40-05-5.10.
 19. Sec. 12-137 – Definitions
 - Recommendation to add a definition for “temporary mass gathering permit” as defined in RIGL 5-11.1-3(13).

2nd Hearing- Businesses *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.

3rd Hearing – Animals (Ch. 8) and Zoning (Ch. 38) *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.).

4th Hearing – Manufactured homes and trailers *disc/action*

1. Sec. 16-81. - Unlicensed trailers prohibited.
 - Recommendation to state that no person shall maintain or use any trailer or manufactured home as a dwelling unit without a permit without exceptions. Recommendation to specify that the permitting process for manufactured homes is found in SBC-2 (One and Two Family Residential Code).
2. Sec. 16-82. - Procedure for applying for initial trailer license.
 - Recommendation to amend the permitting process for manufactured homes to match SBC-2 for replacement and temporary manufactured homes.
3. Sec. 16-83. - Standards to govern issuance of initial trailer license.
 - Recommendation to amend the standards to govern issuance of license for manufactured homes to match SBC-2 for replacement and temporary manufactured homes.
4. 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.
5. Sec. 16-85 - Previously located trailers.
 - Recommendation to state that all replacement manufactured homes must comply with the provisions of SBC-2.

VI. OLD BUSINESS *disc/action*

1. Urgent Request Address Correction Initiative to Enhance Emergency Response Efficiency
2. Budget Workshop Schedule

3. Police Station Update

VII. NEW BUSINESS *disc/action*

1. National Small Business Week Proclamation
2. Schedule Philips Field Opening Day
3. Request to Reconsider the following Ordinances:
 1. Sec. 12-34 – License for sale of alcohol.
 - Recommendation to increase the initial license fee for sale of alcohol to \$500.00. Recommendation for annual renewal fee to match initial license fee.
 2. Sec. 12-35 – License for entertainment
 - Recommendation to increase the initial license fee for entertainment to \$300.00. Recommendation for annual renewal fee to match initial license fee.
 3. Sec. 12-36 – License for campground
 - Recommendation to increase the initial license fee for campground to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 4. Sec. 12-37 – License for hotel/motel
 - Recommendation to increase the initial license fee for hotel/motel to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 5. Sec. 12-38 - License for pawn shop
 - Recommendation to increase the initial license fee for pawn shop to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 6. Sec. 12-39 – License for sale of secondhand articles
 - Recommendation to increase the initial license fee for sale of secondhand articles to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 7. Sec. 12-40 – License for private detective
 - Recommendation to increase the initial license fee for private detective to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 8. 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.
 9. Sec. 12-42 – License for auto repair
 - Recommendation to increase the initial license fee for auto repair to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 10. Sec. 12-43 – License for preparing food (Victualling)
 - Recommendation to increase the initial license fee for preparing food (Victualling) to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 11. Sec. 12-44 – License for automobile junkyard
 - Recommendation to increase the annual renewal fee for automobile junkyard to \$100.00. New junkyards are prohibited.
 12. Sec. 12-45 – License for flea market
 - Recommendation to increase the initial license fee for flea market to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 13. Sec. 12-46 – License for retail/holiday sales
 - Recommendation to increase the initial license fee for retail/holiday sales to \$100.00. Recommendation for annual renewal fee to match initial license fee.
 14. 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.

15. Sec. 12-96 – Application fee; renewal fee

- Recommendation to increase the license application fee for a firearms dealer’s license to \$100.00.
Fee for issuance of license shall remain \$5.00 pursuant to RIGL 11-47-39(4).

16. 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.

VIII. ADJOURNMENT

SUSAN DILLON is inviting you to a scheduled Zoom meeting.

Topic: Foster Town Council Meeting

Time: This is a recurring meeting Meet anytime

Join Zoom Meeting

<https://us02web.zoom.us/j/81889522491?pwd=M2daQ2Y0TzJYbjBwOUkvaUNXVDFLUT09>

Meeting ID: 818 8952 2491

Passcode: 069154

• 833 548 0282 US Toll-free

• 877 853 5247 US Toll-free

• 888 788 0099 US Toll-free

• 833 548 0276 US Toll-free

Meeting ID: 818 8952 2491

Passcode: 069154

Find your local number: <https://us02web.zoom.us/u/kdo7e6lcPK>