



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO  
THE BUSINESSES CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Businesses Ordinance of the Town be amended as follows:

Chapter 12 – BUSINESSES

ARTICLE I – ~~IN GENERAL ENFORCEMENT~~

- Sec 12-1- Penalty for violation of chapter shall be added to provide a one hundred dollar (\$100.00) fine as a penalty for violation of this chapter.

**Sec. 12-1. Penalty for violation of chapter; authority.**

Any person violating this article shall be fined an amount not exceeding \$100.00. The building official shall be responsible for enforcement of this chapter.

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ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO  
THE BUSINESSES CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Businesses Ordinance of the Town be amended as follows:

Chapter 12 – BUSINESSES

ARTICLE II – LICENSES

- Sec 12-48- Businesses - Dumpsters shall be added to require all businesses have dumpsters.

**Sec. 12-48 – Businesses – Dumpsters.**

- a. Dumpster permit. All businesses or firms engaged in commerce are required to use a dumpster or similar storage container for commercial trash removal. The town will not collect any trash other than recycling at any industrial and/or business establishment. Businesses must first receive a dumpster permit from the director of public works, who will inspect the dumpster and location for compliance as set forth in Sec. 18-1. Once the location of the dumpster has been established,*

under no circumstances can it be changed without first obtaining approval of the director of public works.

b. Dumpster required for issuance/renewal of business license. No license for any business under this chapter shall be issued or renewed unless evidence has been provided that a dumpster or similar storage container is placed on the premises, meeting the requirements of Sec. 18-1. Proof of such dumpster or similar storage container shall be provided to the Town Clerk upon renewal or issuance of business license. Dumpsters shall not be required for business uses conducted as home occupations/offices, or for agricultural uses.



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE I – IN GENERAL**

Sec. 16-1 – Sec. 16-30 shall be removed because it is obsolete:

~~**ARTICLE I. – IN GENERAL**~~

~~**Secs. 16-1 – 16-30. – Reserved.**~~



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE II – ~~MOBILE HOMES AND HOUSE TRAILERS~~ MANUFACTURED HOMES**

**DIVISION 2. – INSTALLATION PERMIT**

- Sec. 16-61 – Temporary permits following damage shall be added to meet the provisions of Sec. 38-280:

**Sec. 16-61. - Temporary permits following damage.**

This section is not moving forward with recommendation.



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE II – ~~MOBILE HOMES AND HOUSE TRAILERS~~ MANUFACTURED HOMES**

**DIVISION 3 – TRAILER LICENSES**

Sec. 16-81 – Unlicensed trailers prohibited shall be amended to state that no person shall maintain or use any trailer as a dwelling unit without exceptions:

**Sec. 16-81. - ~~Unlicensed trailers~~ Manufactured homes without permit; prohibited.**

No person shall maintain or use any ~~trailer~~ manufactured home as a dwelling unit within the town without a license permit for the same ~~except as provided in this article.~~ The permitting process is found in RISBC-2 – R102.5 Appendices, Appendix E



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE II – ~~MOBILE HOMES AND HOUSE TRAILERS~~ MANUFACTURED HOMES**

**DIVISION 3 – TRAILER LICENSES**

Sec. 16-82 – Procedure for applying for initial trailer license shall be removed because it is obsolete:

**Sec. 16-82. - Procedure for applying for initial ~~trailer~~ manufactured home license permit.**

~~(a) Application for the initial issuance of a trailer manufactured home license permit shall be made in writing to the town council and shall be filed with the town clerk at least two weeks prior to the regularly scheduled town council meeting at which hearing on such application is sought. building official. The permitting process is found in RISBC-2 – R102.5 Appendices, Appendix E.~~

~~(b) Such application shall contain a statement that the standards outlined in section 16-83 are met.~~

~~(c) Such application shall be accompanied by the installation permit previously issued by the town council under section 16-59.~~

~~(d) The town clerk shall refuse to accept any application not containing the statement specified in subsection (b) of this section or not accompanied by the permit specified in subsection (c) of this section.~~



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE II – ~~MOBILE HOMES AND HOUSE TRAILERS~~ MANUFACTURED HOMES**

**DIVISION 3 – TRAILER LICENSES**

Sec. 16-83 – Standards to govern issuance of initial trailer license shall be amended to create reduced liability to the Town.

**Sec. 16-83. – Standards to govern issuance of initial trailer license.**

No such initial ~~trailer~~ manufactured home license shall be issued unless the following standards are met:

(1) The ~~trailer~~ manufactured home must ~~be~~ meet the set-backs of the zoning district in which it is located at least 30 feet from the road on which it is located and 50 feet from adjoining lot lines.

(2) Utilities and building service equipment~~The for trailer manufactured homes must meet the requirements described in RISBC-2 – R102.5 – Appendices, Appendix E have its own individual or municipal water supply and its own septic tank, not used by any other dwelling unit.~~

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ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE II – ~~MOBILE HOMES AND HOUSE TRAILERS~~ MANUFACTURED HOMES**

**DIVISION 3 – TRAILER LICENSES**

Sec. 16-84 – Hearing on issuance of initial trailer license; issuance or denial of license shall be removed. No hearing is required for a license or permits for a manufactured home.

**Sec. 16-84. - Hearing on issuance of initial trailer license; issuance or denial of license.**

~~Hearings on the issuance of an initial trailer license shall be held at regularly scheduled town council meetings. After hearing, the initial trailer license shall be issued forthwith upon payment of the \$10.00 annual license fee, if the standards outlined in section 16-83 are met; otherwise, the application shall be denied.~~

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ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE II – ~~MOBILE HOMES AND HOUSE TRAILERS~~ MANUFACTURED HOMES**

**DIVISION 3 – TRAILER LICENSES**

Sec. 16-85 – Previously located trailers shall be amended to state that all previously located trailers must comply with regulations in effect at the time of the initial trailer being located in the town. Additionally, the

provisions of section 16-83 are added to this section, stating clearly the rules in existence in 1965 as those rules pertained to issuing initial trailer licenses:

**Sec. 16-85. - Previously located ~~trailers~~ manufactured homes.**

~~Trailers~~Manufactured homes located in the town before the effective date of this article must comply with the provisions of any ordinance regulating trailers, including provisions for licensing such trailers, in effect at the time of their location, and must also comply with the provisions of section 16-83(b) (relating to individual water supply and septic tank) and the provisions of ~~section 16-86 (relating to annual license fees)~~.



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE III – LICENSES**

**DIVISION 1. - GENERALLY**

- Sec. 16-121 – 16-126 shall be removed. Manufactured homes are permitted as single family dwellings on individual lots, not to receive increased density:

**Sec. 16-121. -~~Definitions~~ House trailer and/or mobile home parks prohibited.**

~~The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~Collector means the tax collector of the town.~~

~~Health officer means the duly appointed health officer of the town or his deputy.~~

~~Licensee means any person receiving a license to conduct, operate or maintain a mobile home or trailer park or individual mobile home, or trailer, as the case may be.~~

~~Licensing authority means the town council.~~

~~Mobile home means a unit or any vehicle used for sleeping or living quarters, permanent or temporary, which is equipped with running water, bath facilities, flush toilet, and appropriate sanitary conditions.~~

~~Mobile home park or trailer park means privately owned land upon which two or more mobile homes or trailers are or are intended to be used and occupied as sleeping or living quarters, permanent or temporary.~~

~~Trailer means any house, car, or automobile trailer, other than a mobile home, used for or adaptable for use as living quarters, permanent or temporary.~~

~~Manufactured home parks shall be prohibited in all zoning districts due to the small lot sizes associated with trailer parks being incompatible with the landscape, soils, and sparsely populated, and rural character of the Town.~~

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~~**Sec. 16-122.-- General requirements for operation of a mobile home or trailer park.**~~

~~(a) The park shall be located on a site graded to ensure drainage of surface and subsurface water, sewerage, and freedom from stagnant pools.~~

~~(b) A minimum lot size of 10,000 square feet shall be provided for each mobile home or trailer lot of space.~~

~~(c) There shall be a minimum of 80 feet clearance between each mobile home or trailer.~~

~~(d) All mobile home or trailer lots shall abut on a roadway of not less than 30 feet width where off road parking is provided or 40 feet where no off road parking is provided.~~

~~(e) All roads within the park shall be well drained, provided with hard surface, shall be maintained in good condition by the owner or licensee of the mobile home park or trailer park.~~

~~(f) No mobile home or trailer shall be located closer than 50 feet from the traveled portion of any public highway.~~

~~(g) Streetlights of not less than 1,000 lumens each shall be installed at intervals of not more than 200 feet apart.~~

~~(h) The park shall be properly landscaped.~~

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~~**Sec. 16-123.-- Sanitary requirements for operation of mobile home or trailer parks.**~~

~~(a) An adequate and potable supply of water with a minimum of 25 pounds per square inch pressure at all times shall be provided for each mobile home or trailer space or lot. The water source shall be capable of producing 300 gallons of potable water per mobile home or trailer lot per day from a source approved by the health officer.~~

~~(b) No part of the sewerage disposal leaching field system shall be located within 250 feet of any mobile home or trailer park well water supply.~~

~~(c) Where the sewer lines of a mobile home park or trailer park are not connected to a public sewer, the means of disposal of all sewerage must be approved by the state board of health.~~

~~(d) Each mobile home or trailer lot shall be provided with an approved electrical connection.~~

~~(e) Licensees shall furnish at least two refuse cans with tightfitting covers for each occupied mobile home or trailer lot or use any approved collection method in accordance with the state health sanitation laws. Refuse shall be collected and removed regularly and in such manner that no nuisance shall be maintained; it shall be the responsibility of each licensee to maintain proper sanitary conditions with respect to waste and refuse disposal.~~

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**~~Sec. 16-124. -- Registration of mobile homes or trailers.~~**

~~(a) Each licensee shall keep a register in which the following information shall be recorded forthwith upon the lettering of each mobile home or trailer lot. Such information shall be furnished to the licensing authority by filing same with the town clerk.~~

~~(1) Full name of mobile home or trailer owner.~~

~~(2) Make, model, size, serial number, and year of manufacture of mobile home or trailer.~~

~~(3) State in which registered and registration number, if any.~~

~~(b) Each licensee shall keep or cause to be kept, for taxation purposes, the following information:~~

~~(1) The name of the state and the registration or license number of each vehicle;~~

~~(2) The make, year, length, serial and license number of each mobile home or trailer stationed, maintained, occupied or registered at the mobile home park or trailer park on December 31 of each year.~~

~~Such information shall be filed with the board of tax assessors of the town between January 1 and January 15 in each year.~~

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**~~Sec. 16-125. -- Existing land and area requirements.~~**

~~The provisions of sections 16-122 and 16-152, except 16-152(a) and (d) shall not apply to any mobile home or trailer site located within the town prior to the effective date of the ordinance from which this article derives.~~

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**~~Sec. 16-126. -- Penalties for violation.~~**

~~Any person who shall violate any provision of this article shall, upon conviction, be fined not more than \$25.00 for each offense. Each day a violation shall continue shall be deemed a separate offense.~~

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ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO  
THE MANUFACTURED HOMES AND TRAILERS CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Manufactured Homes and Trailers Ordinance of the Town be amended as follows:

**Chapter 16 – MANUFACTURED HOMES AND TRAILERS**

**ARTICLE III – LICENSES**

**DIVISION 2. - LICENSE**

Sec. 16-151 – 16-152 shall be removed. No hearing is required for installation of a manufactured home.

**~~Sec. 16-151. – Required.~~**

~~No person shall maintain or operate a mobile home park or trailer park without having first obtained a license from the licensing authority. These regulations shall apply forthwith to all existing mobile home or trailer parks; provided, however, that the licensing authority shall, upon application, grant such extension of time or waive such requirements (other than sanitary requirements) as may in its judgment be required by the specific circumstances.~~

**~~Sec. 16-152. – Application.~~**

~~(a) An application for a mobile home park or trailer park license shall contain the following:~~

~~(1) Name and address of the applicant, and name and address of real party in interest if other than the applicant.~~

~~(2) A plot plan made by a licensed surveyor under seal showing the site of the mobile home park or trailer park, roads, location, size, shape and identification number of the mobile home or trailer lots or spaces, locations of sanitary provisions and the name of abutting property owners according to the records of the board of tax assessors.~~

~~(3) Certificate of approval of the health officer as to compliance with the sanitary requirements set forth.~~

~~(4) The initial fee for a permit for a mobile home park or trailer park shall be \$125.00 payable to the town clerk. Any renewal of such permit thereafter shall be \$125.00 per year.~~

~~(5) Proof of ownership, option or valid lease of the premises to be used as a mobile home park or trailer park.~~

~~(6) Approval of the planning board.~~

~~(b) No original license for a mobile home or trailer park shall be granted or issued until a public hearing advertised at least once a week for three successive weeks in a public newspaper published in the county shall be held by the licensing authority.~~



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE NUISANCES CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Nuisances Ordinance of the Town be amended as follows:

**CHAPTER 18 – NUISANCES**

**ARTICLE I – ~~IN GENERAL DUMPSTERS~~**

~~Sec 18-1- Dumpsters shall be added to require all businesses have dumpsters.~~

**Sec. 18-1. – Dumpsters - Businesses.**

All businesses or firms engaged in commerce are required to use a dumpster or similar storage container for commercial trash removal, as set forth in Sec. 12-48. The town will not collect any trash at any industrial and/or business establishment. The town may collect recycling at an industrial and/or business establishment if agreed to pursuant to Sec. 28-43(3). If not agreed to, the town will not collect any recycling at any industrial and/or business establishment. Dumpsters shall not be required for business uses conducted as home occupations/offices, or for agricultural uses.

(1) Dimensionally conforming lots. On lots dimensionally conforming by area, all dumpsters in all zoning districts that abut a residential zone or any residential use parcel shall be placed a minimum of 35 feet from the front property line and a minimum of 50 feet from the rear and side property lines and the surrounding area shall be landscaped if applicable.

(2) Substandard lots by area. On substandard lots of record not meeting the minimum lot area requirement of the underlying zoning district, all dumpsters in all zoning districts that abut a residential zone or any residential use parcel may be moved one foot outside of all reduced building setbacks as described in Sec. 38-192 and RIGL 45-24-38(b) with the approval of the director of public works. Dumpsters abutting commercial zones shall be placed a minimum of five feet from the rear and side property lines and the surrounding area shall be landscaped if applicable.

(3) Minimum standards. Any dumpster used in the town shall meet the following standards:

a. The dumpster shall be painted so as to be reasonably resistant to rust and corrosion.

b. The name and telephone number of the dumpster owner shall be clearly painted on at least two (2) sides of the dumpster.

c. All dumpsters or proper receptacles shall completely enclosed and provided with covers. Covers shall be in place at all times except when depositing garbage or removing contents from the dumpster or proper receptacles.

d. All dumpsters shall be screened from public view on at least three (3) sides by a solid wall, opaque fence, or vegetative screen of at least five (5) feet in height if such area is not within an enclosed building or structure. Screening shall be constructed in a manner to allow inspection and shall be the responsibility of the property owner.

e. No dumpster located within two hundred (200) feet of a residential property located in any zoning district, shall be serviced between the hours of 9:00 p.m. and 7:00 a.m.

(4) Use. Any dumpster used in the town shall be maintained and serviced with a frequency sufficient to prevent spillage from overflow, to prevent the buildup of offensive odors, and to prevent a public hazard. The responsibility for the maintenance and servicing of dumpsters shall rest with the owner of the business. The maintenance of dumpsters shall include the cleanup and removal of all litter thrown or left on the dumpster premises to prevent litter from drifting or blowing on to adjacent premises. Any dumpster regularly used to contain decomposable matter or other odor-generating waste shall be steam cleaned with disinfectant on a monthly basis. Drain holes in dumpsters shall be maintained to prevent leakage of waste fluids and to prevent entry by rodents. In no event shall any dumpster or dumpster enclosure contain hazardous waste or material harmful to the surrounding residents.

(5) Violations and penalties. Any person who shall violate any provision of this section, or any provisions of any rule or regulation adopted pursuant to authority granted by this section, shall upon enforcement, be subject to a fine of not more than \$100 per day for the first offense; not more than \$250 per day for the second offense; and not more than \$500 per day for any subsequent offenses.

(6) Enforcement. The provisions of this section shall be enforced by the director of public works who shall promulgate such rules as they may be necessary to effect the purposes of this chapter.



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO

THE NUISANCES CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Nuisances Ordinance of the Town be amended as follows:

CHAPTER 18 – NUISANCES

ARTICLE I – ~~IN GENERAL DUMPSTERS~~

- Sec 18-2- Recyclable receptacles shall be added to require all premises accumulating recyclables to store such recyclables in a container or receptacle.

**Sec. 18-2. – Recyclable receptacles.**

**This section is not moving forward with recommendation.**



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO  
THE NUISANCES CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Nuisances Ordinance of the Town be amended as follows:

CHAPTER 18 – NUISANCES

ARTICLE II – NOISE

- Sec 18-32- Penalty for violation of article shall be amended to encompass violations of chapter 18.

**Sec. 18-32. - Penalty for violation of ~~article~~ chapter; authority.**

Any person violating this ~~article~~ chapter shall, upon enforcement be subject to a fine of an amount not exceeding \$100.00 per day for the first offense; not exceeding \$250 per day for the second offense; and not exceeding \$500 per day for any subsequent offenses. The director of public works shall be responsible for enforcement of this chapter.



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE IN AMENDMENT TO  
THE PLANNING CODE OF THE TOWN OF FOSTER

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Planning Ordinance of the Town be amended as follows:

**Chapter 24 – PLANNING**

**ARTICLE II – PLANNING BOARD**

Sec 24-35 - Organization shall be amended to adopt procedures necessary for the performance of the duties prescribed in Article II of chapter 24:

**Sec. 24-35. - Organization.**

Following the annual financial town meeting, the planning board shall organize by electing a chairperson, a vice-chairperson and a secretary. The Planning board shall have a recording clerk present at its meetings. The recording clerk does not need to be a member of the planning board. The planning board shall adopt any procedural rules and procedures deemed necessary for to the performance of the discharge of its duties prescribed in this article. The planning board shall hold regularly scheduled meetings at least once a per month. Special meetings shall be held at the call of the chairperson or upon the request of two of the planning board members.



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE IN AMENDMENT TO  
THE ZONING CODE OF THE TOWN OF FOSTER**

IT IS HEREBY ORDAINED by the Town Council of Foster, Rhode Island, that the Zoning Ordinance of the Town be amended as follows:

**ARTICLE I. – IN GENERAL –**

**Sec. 38-3. – Penalty for violation of chapter.**

Sec. 38-3 – Penalty for violation of chapter shall be amended to increase the fee for violation as follows:

**Sec. 38-3. - Penalty for violation of chapter.**

Any person who violates any of the provisions of this chapter or any safeguard of condition attached to the granting of a special use permit or variance may, after being given notice in writing of such violation by the zoning ~~official~~ enforcement officer, be fined not more than \$100.00 for each offense for the first fourteen (14) days; and each day of the existence of any such violation shall be deemed a separate offense. After fourteen (14) days have expired since the date of imposition of fine, if the existence of the matter causing repeated violation is still in place, the party in violation shall be fined not more than \$500.00 for each offense; and each day of the existence of any such violation shall be deemed a separate offense. Such fine to inure to the town. Immediately upon the request of the zoning ~~official~~ enforcement officer, the town solicitor shall institute appropriate action in the supreme or superior court to restrain the violation of, or to compel compliance with, the provisions of this chapter.

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