

*(The following is not a verbatim transcript of comments or discussion that occurred during the meeting, but rather a summarization intended for general informational purposes. All motions and votes are the official records).*

## **ORDINANCE COMMITTEE**

Regular meeting of the Ordinance Committee was held on Thursday, May 11, 2017, in the Council Chambers, City Hall, Cranston, Rhode Island.

### **CALL MEETING TO ORDER:**

The meeting was called to order at 7:07 P.M. by the Chair.

Present: Councilman Christopher G. Paplauskas, Chair  
Council Vice-President Michael W. Favicchio  
Councilman Trent M. Colford, Sr.  
Councilman Paul H. Archetto  
Council President Michael J Farina

Absent: Councilman Kenneth J. Hopkins, Vice-Chair

Also Present: Councilman Steven A. Stycos  
Jeffrey Barone, Director of Constituent Affairs  
Christopher Rawson, City Solicitor  
Evan Kirshenbaum, City Council Legal Counsel  
Maria Medeiros Wall, City Clerk  
Sally Brassard, Stenographer

### **MINUTES OF THE LAST MEETING:**

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to dispense with the reading of the last meeting and they stand approved as recorded. Motion passed unanimously.

### **CORRESPONDENCE/COMMUNICATIONS**

### **OLD BUSINESS:**

### **PUBLIC HEARINGS/NEW BUSINESS:**

**Robert Murray, Esq.**, appeared to speak regarding proposed Ordinance 4-17-04 and stated that the requested Zone is appropriate Zoning for this site.

**Tom Wojick**, 11 Hall Place, appeared to speak in favor of proposed "Resolution in support of H5345 and S0187 an Act relating to criminal offenses – weapons and urging passage by the General Assembly" and stated that this will not take away anyone's right to have their gun. It would just restrict having a gun on school grounds.

**Ramsey Davis**, 58 Fordson Ave., appeared to speak regarding proposed “Resolution in support of H5345 and S0187 an Act relating to criminal offenses – weapons and urging passage by the General Assembly” and stated that being a Vietnam Veteran, he has seen many times the power of a handgun weapon. He also stated that there are people in place in our schools that are trained, such as Resource Officers. This is not a gun issue, it is a safety issue in our schools.

**Anthony Santucci**, 32 Fernbrook Court, Chair of Conservation Commission, appeared to speak in favor of proposed Ordinance 4-17-03. He pointed out that other Commissions in the City do have Alternate members.

**Robert Santurri, Jr.**, 30 Egan Rd., appeared to oppose to proposed “Resolution in support of H5345 and S0187 an Act relating to criminal offenses – weapons and urging passage by the General Assembly” and stated that prohibiting guns in schools is no different than a courthouse. He asked that this Resolution not be approved.

**04-17-01 Ordinance in amendment of Chapter 10.32 of Title 10 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Robin Hood Rd. and Pheasant Dr. – 3 way stop). Sponsored by Councilman Paplauskas. Referred to Ordinance Committee 5/11/2017.**

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to recommend approval of this Ordinance.

Under Discussion:

**City Clerk** stated that there is no Traffic Engineer Report and it is still within the 60 days.

Motion and second were withdrawn.

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to continue this Ordinance. Motion passed unanimously.

**04-17-02 Ordinance in amendment of Chapter 10.32 of Title 10 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Wine St and Highland – 3 way stop). Sponsored by Councilman Paplauskas. Referred to Ordinance Committee 5/11/2017.**

**Chair** indicated that there is not Traffic Report available.

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to continue this Ordinance. Motion passed unanimously.

**04-17-03 Ordinance in amendment of Chapter 2.52 of the Code of the City of Cranston, 2005, entitled “Conservation Commission” (Conservation Commission Alternates). Sponsored by Councilman Paplauskas. Referred to Ordinance Committee 5/11/2017.**

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to recommend approval of this Ordinance. Motion passed unanimously.

**04-17-04 Ordinance in amendment of Chapter 17 of the Code of the City of Cranston, 2005, entitled “Zoning” (Change of Zone - 1315 Park Avenue). Petition filed by Cranston BTS Retail, LLC and Omega, Inc. Referred to Ordinance Committee 5/11/2017.**

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to recommend approval of this Ordinance.

Under Discussion:

**Councilman Stycos** asked that the City Planner and Administration’s opinion is on this. City Clerk stated that the Planning Commission recommendation is in the packets provided to the Committee members this evening.

**Mr. Barone** stated that the Administration has no problem with this and support this Zone Change.

**Councilman Stycos** stated that the Comprehensive Plan designates this neighborhood Commercial, which means it could be C-1, C-2 and C-3 and C-3 allows drive-thru. He questioned why C-3 was requested rather than C-2, which does not allow drive-thru. Attorney Murray stated that C-3 was selected because of those three Zones, it has a favorable front and side setback requirement, which allows a little more flexibility in the placement of the building where C-1 and C-2, the front and side setbacks are a little more stringent. Councilman Stycos asked Attorney Murray if his client would agree to a stipulation that it would be a C-3 without a drive-thru. Attorney Murray stated that if that would be the basis of getting an approval, his client would have to agree to it.

**Councilman Stycos** urged the Committee members to make this change because in the future if the property is sold, there could be a drive-thru there.

**Council President Farina** stated that this is one site that he does not see restricting a drive-thru.

**Councilman Archetto** stated that he supports this project, but is reluctant with the C-3 if it includes drive-thru because across the street from this site is a Honey Dew Donuts with a drive-thru and there is a gas station on the corner. Dyer and Park Ave. intersection is heavily congested as it is. He would be in favor of a stipulation of no drive-thru.

Roll call was taken on motion to recommend approval of this Ordinance and motion passed unanimously.

**04-17-05 Ordinance in amendment of Title 10, Chapter 32 of the Code of the City of Cranston, 2005, entitled “Motor Vehicles and Traffic” (Knight St – No Loading). Sponsored by Councilman Paplauskas. Referred to Ordinance Committee 5/11/2017.**

On motion by Council President Farina, seconded by Council Vice-President Favicchio, it was voted to recommend approval of this Ordinance. Motion passed unanimously.

**Resolution in support of H5345 and S0187 an Act relating to criminal offenses – weapons and urging passage by the General Assembly. Sponsored by Councilman Lanni. Referred to Ordinance Committee 5/11/2017.**

**Council Vice-President Favicchio** stated that his understanding is that this was tabled by the legislature. He would like to have this Resolution continued so if it gets through the House, it could be taken up at that point.

On motion by Council Vice-President Favicchio, seconded by Council President Farina, it was voted to table this Resolution. Motion passed unanimously.

**\*Presentation on Youth Smoking - Cranston Substance Abuse Task Force and Department of Health: Geri Guardino and Dana DeVerna \*Presentation postponed to June 15, 2017 at request of Ms. DeVerna.**

The meeting adjourned at 7:50 p.m.

Respectfully submitted,



**Maria Medeiros Wall, JD, City Clerk  
(Transcribed by Rosalba Zanni)**

**(audio recorded -1cd)**