SPECIAL MEETING of the Town Council of the Town of Burrillville held Monday, November 20, 2023 at 4:00 P.M. in the Burrillville Town Building, 105 Harrisville Main Street, Harrisville for and within the Town of Burrillville.

PRESENT: Council President Donald A. Fox and Councilors Stephen N. Rawson, Dennis M. Anderson, Justin P. Batalon, David Houle and Raymond J. Trinque

MEMBERS ABSENT: Councilor Jeremy P. Bailey was excused

I. Council President Donald A. Fox led those present in pledging allegiance to the flag.

II. Public Hearing:

23-340 Proposed amendments to the Revised General Ordinances of the Town of Burrillville, RI, 2004, as amended, Ch. 4 Animals and Sec. 30-71 Zoning district uses, to add guidelines for the keeping, raising or housing of chickens.

Note: Notice of the public hearing was advertised in the Woonsocket Call on November 1, 8 & 15, 2023.

A. Comments/Input/Recommendations from the Ordinance Subcommittee

Councilor Stephen N. Rawson, Chair of the Ordinance Subcommittee, stated that current zoning only allows for chickens with a special use permit from the Zoning Board of Review. The proposed ordinance allows a certain number of chickens in certain zones by right without having to apply for a permit. Councilor Raymond J. Trinque pointed out that there are currently a number of people who are not in compliance. This will bring them into compliance.

B. Comments/Input/Recommendation by Administration

Steven Detonnancourt, Building Official, explained that under the current ordinances, residents would have to pay $500, or more, to apply for a special use permit, and that's without the guarantee that they will qualify. He said that he worked with the Animal Control Officer with these guidelines, taking from what the Zoning Board allows when considering applications for special use permits. These guidelines are much the same as most other towns that already have ordinances in place.

Kerry Courtemanche, Animal Control Officer, stated she thought the current requirement to send people to apply for a special use permit is excessive. She discussed her proposed changes since the original posting. Those proposed changes are on file with the record of this meeting.

C. Proponents

Roberta Lacey, stated that she owns some properties in Town and has issues with some neighbors who have animals, some with ducks, which attract rats. These rats had infiltrated her rental units and caused her to spend a lot of money to eradicate them. She is in support of having some guidelines and feels these are a start in the right direction.

Glen Presbrey spoke of his issue with neighbors with chickens that have caused him to have problems with rats. He agreed that there should be guidelines.

D. Opponents
The following residents spoke in opposition to the proposed ordinance:

Cynthia Lussier, Sharon Barber, Charis-Anne Jette, Mary Ryan, Liz Eddins, Jason Gomes, Christopher Souza, Kelly Hunt, Heather Becker and Kirsten Dalton.

The following comments were made in opposition:

- The guidelines were too restrictive.
- Would like to have the Animal Control Officer make the call on whether and how many people can have chickens.
- Would like to be allowed to have more chickens. Some people raise chickens for eggs and the meat to feed their families.
- Would like to have chickens on smaller than half acre lots.
- Would like to have roosters, they are needed to fertilize eggs to grow the flock and protect the flock.
- There should be no guidelines or restrictions at all.
- Would like to have the restrictions on rental properties removed or amended.

E. VOTED to close the public hearing

Motion by Councilor Stephen N. Rawson. The motion carried unanimously by the six members present.

F. Town Council Deliberation

It was discussed that deliberation and decision on this ordinance should be continued until the next meeting to give members of the public who couldn’t make this meeting a chance to voice their opinions. Then the Town Council can consider all of the input.

G. Consider and act on adopting amendments to the Revised General Ordinances of the Town of Burrillville, RI, 2004, as amended, Ch. 4 Animals and Sec. 30 -71 Zoning district uses, to add guidelines for the keeping, raising or housing of chickens.

VOTED to table until the next meeting.

Motion by Councilor Dennis M. Anderson. The motion carried unanimously by the six members present.

H. VOTED to adjourn the public hearing

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

NOTE: There was a brief recess. The Town Council returned to open session at 5:35 pm.

23-341 Application from Red Squadron Group LLC d/b/a Waterfall Cafe, for premises located at 35 East Avenue (Map 160, Lot 079) for permission to sell beverages on a deck or patio, including a request for waiver of the requirement that there be no residences within 200 feet of the establishment, as provided in Sec. 8-55(b)(8).
Note: Notice of public hearing was advertised in the Woonsocket Call on November 6 and 13, 2023.

A. Comments from Applicant

The applicant was not in attendance.

B. Comments/Input/Recommendation by Administration

Vicki T. Martin, Town Clerk, stated that the applicant is in compliance with the requirements.

C. Proponents: None

D. Opponents: None

E. VOTED to close the public hearing

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

F. Town Council deliberation

The Town Council discussed the location of the premises being in a Redevelopment District.

G. Consider and act on a motion to grant permission to sell beverages on a deck or patio, including the request for waiver of the requirement that there be no residences within 200 feet of the establishment, to Red Squadron Group LLC d/b/a Waterfall Cafe, for premises located at 35 East Avenue (Map 160, Lot 079).

Voted to grant with the stipulation that all requirements are met.

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

H. VOTED to adjourn the public hearing.

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

III. New Business:

23-342 First reading of proposed amendments to the Revised General Ordinances of the Town of Burrillville, RI, 2004, as amended, Chapter 10.5 entitled Community development, Article II Affordable housing, and Chapter 30 entitled Zoning in response to recent changes in State laws; and consider scheduling a public hearing.

VOTED to schedule a public hearing at the call of the chair.

Motion by Councilor Justin P. Batalon. The motion carried unanimously.

ANNUAL LICENSE RENEWALS
Notice of the meeting was duly advertised in the Woonsocket Call on November 6 and 13, 2023.

IV. Alcoholic Beverage Licenses: That the following renewals of Alcoholic Beverage Licenses under the provisions of RIGL §3.7 for the period beginning December 1, 2023 and ending November 30, 2024.

Issuance of liquor licenses is subject to:
- obtaining a Certificate of Good Standing from the State Division of Taxation
- payment of taxes owed to the Town of Burrillville
- establishment being in compliance with all state and local building and fire codes
- receipt of copy of certification from the Rhode Island Department of Health
- proof of alcohol server training
- certificate of insurance in compliance with §8-28 of the Town ordinances

A. Retail Licenses Class A (Store):

VOTED to grant Class A retail liquor licenses and Sunday & Holiday licenses to the following:

(1) Champs Discount Liquors Inc. d/b/a Champs Discount Liquors Inc.
(2) Chums Spirits, Ltd. d/b/a Chums
(3) Solution Specialist Installations Inc. d/b/a Corkscrew Wine & Spirits

Motion by Councilor Justin Batalon. The motion carried unanimously by the six members present.

B. Retail License Class B (Vtctualer):

VOTED to grant Class B (V) retail liquor licenses and annual victualing licenses to the following, subject to stipulation that applicants meet all the requirements noted above.

(1) Bliss, Kevin d/b/a Crystal Lake Tavern Inc.
(2) Dev's Tavern LLC d/b/a Dev's Tavern
(3) EK Carpenter Inc. d/b/a Elayna's
(4) Eldredge Tavern LLC d/b/a Pascoag Cafe
(5) Elite Pizza Restaurant II, LLC d/b/a Elite Pizza Restaurant II
(6) GCAL Inc. d/b/a Bella; and renew permission to serve alcoholic beverages on the patio
(7) James Davidge Inc. d/b/a Spritzers Cafe
(8) Johnny's BBQ d/b/a Johnny's Victory Diner
(9) Mark Murphy Inc. d/b/a George's Pizza
(10) Red Squadron Group LLC d/b/a Waterfall Cafe
(11) Samane Enterprise LLC d/b/a Thai Wok Pascoag Street Foods; and renew permission to serve alcoholic beverages on the patio
(12) Serio's Pizzarama & Restaurant Inc. d/b/a Serio's Pizzarama & Restaurant Inc.
(13) Toti's Inc. d/b/a Toti's Cafe
(14) Uncle Ronnie's Fine Catering Inc. d/b/a Uncle Ronnie's Red Tavern; and renew permission to serve alcoholic beverages on the patio
(15) Videtta Golf Management d/b/a Country View Golf Club
(16) Western Hotel Pub d/b/a The Western Hotel
(17) Wright's Farm Corp. d/b/a Wright's Farm Restaurant
Motion by Councilor Justin Batalon. The motion carried unanimously by the six members present.

C. Retail License Class D (Full Privilege Club):

VOTED to grant Class D (Full Privilege Club) retail licenses to the following, subject to stipulation that applicants meet all the requirements noted above.

(1) Addievill East Conservation Club
(2) The Townsmen Club
(3) Wallum Lake Rod & Gun Club Inc. d/b/a Wallum Lake Rod & Gun Club

Motion by Councilor Justin Batalon. The motion carried unanimously by the six members present.

D. Retail License Class T (Theatre):

VOTED to grant Class T (Theatre) retail license to Patrons of the Assembly Theatre, subject to stipulation that applicants meet all the requirements noted above.

Motion by Councilor Justin Batalon. The motion carried unanimously by the six members present.

E. New Year’s Eve – Late Closing:

VOTED that the Class B (Victualer) and Class D (Full Privilege) Liquor Licensees are hereby granted permission to remain open until 3:00 A.M. on New Year’s Day January 1, 2024 and no intoxicating liquor shall be sold after 2:00 A.M. until the legal opening hours of January 1, 2024 and no dancing shall be permitted after 3:00 A.M. on New Year’s morning until the legal opening hour. Licensees who plan to remain open must notify the Chief of Police, Colonel Stephen J. Lynch, on or before November 30, 2023.

Motion by Councilor Justin Batalon. The motion carried unanimously by the six members present.

V. Other Licenses:

A. Victualing Licenses:

Issuance of victualing licenses is subject to:
- payment of taxes owed to the Town of Burrillville
- establishment being in compliance with all state and local building and fire codes
- receipt of copy of certification from the Rhode Island Department of Health
- certificate of insurance in compliance with RIGL § 5-77-1

VOTED to grant Victualing House licenses and Holiday licenses to the following, subject to stipulation that applicants meet all the requirements noted above, for the period beginning December 1, 2023 and ending November 30, 2024:

(1) 54 Sayles Avenue LLC d/b/a Brigido’s Fresh Market
(2) Bravo Brewing Company LLC d/b/a Bravo Brewing Company; and renew permission to serve alcoholic beverages on the patio
(3) Burrillville, Town of d/b/a Spring Lake Beach Snack Bar
Burrillville Donuts Inc. d/b/a Dunkin Donuts; and renew permission for extended hours
Cortney Lacey LLC d/b/a New Rhode Nutrition
Cow’s Tail Deli & Creamery LLC d/b/a Cow’s Tail Deli & Creamery
Kaleva Inc. d/b/a Li’l General
Likovrisci Corp. d/b/a Niko’s Pizza House
Mapleville Farm LLC d/b/a Mapleville Farm
MLC Enterprises, LLC d/b/a New England Farms of RI
News Star Inc. d/b/a News Star
Pascoag Donuts Inc. d/b/a Dunkin Donuts; and renew permission for extended hours
Prash, LLC d/b/a Country Farms
Rhode Island CVS Pharmacy LLC d/b/a CVS Pharmacy #1075
T & K Corporation d/b/a Olympia Famous Pizza
The Townsmen Club
Vietro, Angela d/b/a The Taco Shop
Wallum Lake Rod & Gun Club Inc. d/b/a Wallum Lake Rod & Gun Club

Motion by Councilor Justin Batalon. The motion carried unanimously by the six members present.

**B. Pool Table License:**

VOTED to grant a Pool Table License under the provisions of RIGL §5.2 to the following, for a period beginning December 1, 2023 and ending November 30, 2024.

1. Dev’s Tavern LLC d/b/a Dev’s Tavern
2. James Davidge Inc. d/b/a Spritzer’s Café

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

**C. Quarterly Entertainment License:**

VOTED to grant a Quarterly Entertainment License under the provisions of RIGL §5.22 to Johnny’s BBQ d/b/a Johnny’s Victory Diner, for a period beginning May 1, 2024 and ending October 31, 2024.

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

**D. Annual Entertainment License:**

VOTED to grant an Annual Entertainment License under the provisions of RIGL §5.22 to the following, for a period beginning December 1, 2023 and ending November 30, 2024.

1. Bale Fire LLC d/b/a The Conjuring House
2. Bliss, Kevin d/b/a Crystal Lake Tavern
3. Bravo Brewing Company LLC d/b/a Bravo Brewing Company
4. Burrillville, Town of d/b/a Spring Lake Beach Snack Bar
5. Dev’s Tavern LLC d/b/a Dev’s Tavern
6. EK Carpenter Inc. d/b/a Elayna’s
7. Eldredge Tavern LLC d/b/a Pascoag Cafe
8. GCAL Inc. d/b/a Bella
9. James Davidge Inc. d/b/a Spritzer’s Café
(10) Mapleville Farm LLC d/b/a Mapleville Farm
(11) Mark Murphy Inc. d/b/a George’s Pizza
(12) Patrons of the Assembly Theatre
(13) Red Squadron Group LLC d/b/a Water Fall Café
(14) Samane Enterprise LLC d/b/a Thai Wok Pascoag Street Foods
(15) Toti’s Inc. d/b/a Toti’s Café
(16) Virginia Sindelar d/b/a Grace Note Farm
(17) Uncle Ronnie’s Fine Catering Inc. d/b/a Uncle Ronnie’s Red Tavern
(18) Wallum Lake Rod & Gun Club Inc. d/b/a Wallum Lake Rod & Gun Club
(19) Western Hotel Pub d/b/a The Western Hotel
(20) Wright’s Farm Corp. d/b/a Wright’s Farm Restaurant

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

E. Firearms License:

VOTED to grant the renewal of firearms license for Paula Gaebe d/b/a Addieville East Farm to apply at 200 Pheasant Drive (Map 198, Lot 14), for a period beginning January 1, 2024 and ending December 31, 2024.

Motion by Councilor Justin P. Batalon. The motion carried unanimously by the six members present.

F. Rubbish License:

VOTED to grant the renewal of rubbish licenses for the following in accordance with and subject to the provisions of Chapter 8, Article 5 of the Ordinances of the Town of Burrillville entitled Transporting Garbage or Rubbish, for a period of one year commencing January 1, 2024 and ending December 31, 2024.

   (1) Rambone Disposal Service Inc. of 2153 Plainfield Pike, Johnston, RI 02919
   (2) Republic Services of 1080 Airport Road, Fall River, MA 02720
   (3) Waste Management of RI, 1610 Pontiac Avenue, Cranston, RI 02920

VI. VOTED to adjourn at 6:03 pm

Motion by Councilor Raymond Trinque. The motion carried unanimously by the six members present.

Vicki T. Martin, Town Clerk