

Town of Smithfield

64 FARNUM PIKE
SMITHFIELD, RHODE ISLAND 02917

Brandon Ruotolo, JD
Deputy Zoning Official

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Smithfield Zoning Board of Review **Meeting Minutes** **March 31, 2010**

Time: 7:30 pm

Place: Town Hall, 64 Farnum Pike, Smithfield, Rhode Island

Members Present: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty
S. James Busam
Alt. Gordon Stroupe

Members Absent: Alt. Jack Kovolski (excused)

Others Present: Town Solicitor Edmund Alves
Deputy Zoning Official Brandon Ruotolo

Meeting session opened at 7:39 p.m.

COMMUNICATIONS/ADMINISTRATION

A) Approval of meeting minutes from January and February meetings.

Motion to accept January and February meeting minutes: Vice Chairman Fonseca

Motion seconded: Peter Fogarty

Voting in favor: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty
S. James Busam

B) Consider changing the date of the May meeting.

Motion to change May 26th meeting to May 19th: Vice Chairman Fonseca

Motion seconded: Peter Fogarty

Voting in favor: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty
S. James Busam

OLD BUSINESS

Case: 09-046
Applicant/Owner: The Rhode Island Lottery
Violation: Signage

Case Summary:

The Rhode Island Lottery as applicant appeals the Deputy Zoning Official's determination that the Lottery's temporary signs on display throughout the Town of Smithfield are in violation of the Town's signage ordinance.

Disposition:

During the communications session of the docket, Chairman George McKinnon asks Deputy Zoning Official Brandon Ruotolo to report new communications to the Board. Ruotolo reports he is in receipt of a letter from the Rhode Island Lottery, dated March 30, 2010, explaining that the Lottery is withdrawing its appeal of the Deputy Zoning Official's determination.

Motion to accept Lottery's withdrawal of its appeal and to uphold and sustain the Deputy Zoning Official's determination: Vice Chairman Fonseca

Motion seconded: David Greene

Voting in favor: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty
S. James Busam

OLD BUSINESS

Case: 10-001
Applicant/Owner: Barlo Signs / Linear Retail Properties
Address: 400 Putnam Pike
Plat/Lot: 43/120
Zoning District: Planned Development

Case Summary:

Barlo Signs as applicant and Linear Retail Properties as owner of property located at 400 Putnam Pike, listed as Lot 120 on Assessor's Plat 43, seek multiple dimensional variances under section (§) 8.5.A.2 of the Ordinance, "Village, Commercial, Highway Commercial, Planned Corporate, Planned Development and Industrial Signs," to install a freestanding sign in a planned development zone.

Disposition:

The findings and conclusions of the Board are contained in a written resolution which has been, or will be, recorded in the Smithfield Land Evidence Records.

Motion to approve dimensional variances with conditions imposed by the Board: Vice Chairman Fonseca

Motion seconded: S. James Busam

Voting in favor: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty
S. James Busam

NEW BUSINESS

Case: 10-005

Applicant/Owner: Cox TMI Wireless, LLC / Barmal Realty Corp.

Address: 340 Waterman Avenue

Plat/Lot: 25/43

Zoning District: Industrial (I)

Case Summary:

Cox TMI Wireless, LLC as applicant and Barmal Realty Corp. as owner of property located at 340 Waterman Avenue, listed as Lot 43 on Assessor's Plat 25, seek a special use permit under sections (§§) 4.3.D.15 and 4.4.D.15 "Utilities, Public or Private", §§ 4.3.G.26 and 4.4.G.26 "Communication Antenna(s)," §4.5 "Dimensional Relief By Special Use Permit", and §10.7.I.4 "Zoning Board of Review; Powers and Duties" to install a communication antenna to an existing smoke stack in a light industrial district.

Disposition:

The findings and conclusions of the Board are contained in a written resolution which has been, or will be, recorded in the Smithfield Land Evidence Records.

Motion to approve special use permit with conditions imposed by the Board: Vice Chairman Fonseca

Motion seconded: S. James Busam

Voting in favor: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty

NEW BUSINESS

Case: 10-006

Applicants: Cox TMI Wireless, LLC / State of Rhode Island

Address: 300 Jenckes Hill Road

Plat/Lot: 45/47

Zoning District: Industrial (I)

Case Summary:

Cox TMI Wireless, LLC as applicant and State of Rhode Island as owner of property located at 300 Jenckes Hill Road, listed as Lot 47 on Assessor's Plat 45, seek special use permits under sections (§§) 4.3.D.15 and 4.4.D.15 "Utilities, Public or Private", §§4.3.G.26 and 4.4.G.26 "Communication Antenna(s)," §4.5 "Dimensional Relief By Special Use Permit", and §10.7.I.4 "Zoning Board of Review; Powers and Duties" in an industrial district.

Disposition:

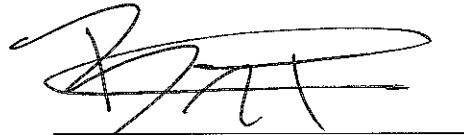
The findings and conclusions of the Board are contained in a written resolution which has been, or will be, recorded in the Smithfield Land Evidence Records.

Motion to approve special use permit with conditions imposed by the Board: Vice Chairman Fonseca

Motion seconded: David Greene

Voting in favor: Chairman George McKinnon
Vice Chairman Antonio Fonseca
David Greene
Peter Fogarty
S. James Busam

Respectfully submitted,



Brandon Ruotolo
Zoning Board Clerk