

ORDINANCE AMENDMENT

IT IS HEREBY ORDAINED BY THE TOWN OF SMITHFIELD AS FOLLOWS:

CHAPTER 294

SEWERS

ARTICLE II

SUBDIVISIONS

§294-12. Planning Board Appeals.

- A. Appeals. Appeals to any decision made by the Planning Board regarding the installation of sewers in subdivisions may be made directly to the Town Council by submitting a notice of appeal for consideration. Such notice of appeal shall identify the grounds thereof and must be filed in the Town Clerk's office within 30 days of the decision.
- B. Hearings. Hearings for appeals shall be scheduled by the Town Clerk's office within a reasonable time from submission. Public notice thereof shall be given in a newspaper of general circulation in the Town at least 7 calendar days prior to the hearing. Due notice shall also be given to the appellant, the owners of the property within 100 feet of the property in question and other parties in interest. All costs of notice hereunder shall be paid in advance of the hearing by the appellant. Decisions relative to appeals shall be made within 60 days of the submission of the appeal. Any party may appear at the public hearing in person, by agent or by attorney.
- C. Procedure for subsequent appeal. Any person or persons, jointly or severally aggrieved by any decision of the Town Council hereunder, may present an appeal to the Superior Court, as provided in the General Laws of Rhode Island.

ARTICLE VI

SEWER AUTHORITY APPEALS

§294-40. Sewer Authority Appeals.

Other than assessments, charges or orders appealable to the Sewer Board of Review in accordance with Public Laws 1982, Chapter 36, all final decisions of the Sewer Authority may be appealed to the Town Council. Such appeals must be taken by filing a notice of appeal identifying the grounds thereof with the Town Clerk's office within 30 days of the Sewer Authority decision appealed from. Hearings on appeals shall be conducted in accordance with the procedures set forth in Section 294-12(B) hereof.