

State of Rhode Island

County of Washington

In Hopkinton on the second day of July 2018 A.D. the said meeting was called to order by Town Council President Frank Landolfi at 7:00 P.M. in the Town Hall Meeting Room, 1 Town House Road, Hopkinton, RI 02833.

PRESENT: Frank Landolfi, Thomas Buck, Barbara Capalbo, Sylvia Thompson, David Husband; Town Solicitor Kevin McAllister; Town Manager William McGarry; Town Clerk Elizabeth Cook-Martin.

HEARINGS

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR BUCK TO SIT AS A LICENSING BOARD.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

MULTI EVENT PERMIT:

The Council opened a hearing on an application for a Multi Event Permit for a series of three free Music in the Valley Concerts filed by Christine Anderson on behalf of the Friends of the Hopkinton Land Trust scheduled for Saturday, July 14, 2018, Saturday, August 11, 2018 and Saturday, September 8, 2018 from 4:30 PM to 8:00 PM to be held at Depot Square Park, 1 Mechanic Street, Hope Valley, RI 02832 identified as AP 27 Lot 176.

Christine Anderson was present. It was noted that the Friends of the Hopkinton Land Trust was asking for a waiver of the advertising and filing fees. The application was found complete. There were no objectors present. There was no further discussion.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO APPROVE THE MULTI EVENT PERMIT FOR A SERIES OF THREE FREE MUSIC IN THE VALLEY CONCERTS FILED BY CHRISTINE ANDERSON ON BEHALF OF THE FRIENDS OF THE HOPKINTON LAND TRUST SCHEDULED FOR SATURDAY, JULY 14,

2018, SATURDAY, AUGUST 11, 2018 AND SATURDAY, SEPTEMBER 8, 2018 FROM 4:30 PM TO 8:00 PM TO BE HELD AT DEPOT SQUARE PARK WITH A WAIVER OF THE FEES.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

SPECIAL EVENT PERMIT:

The Council opened a hearing on an application for a Special Event Permit filed by Jennifer Johnson of Holly Tree Campground to hold a musical event for their campers on the following date: Saturday August 25, 2018 music with a live band from 6:30 PM to 10:30 PM. The event will be held in the Camp Pavilion at Holly Tree Campground located at 109 Ashaway Road, Ashaway, RI, identified as AP 2 Lot 42A. The event is not open to the public.

Jennifer Johnson was present. The application was found complete and all fees had been paid. There were no objectors present. There was no discussion.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO APPROVE THE SPECIAL EVENT PERMIT FILED BY JENNIFER JOHNSON OF HOLLY TREE CAMPGROUND TO HOLD A MUSICAL EVENT FOR THEIR CAMPERS ON THE FOLLOWING DATE: SATURDAY AUGUST 25, 2018 MUSIC WITH A LIVE BAND FROM 6:30 PM TO 10:30 PM. THE EVENT WILL BE HELD IN THE CAMP PAVILION AT HOLLY TREE CAMPGROUND LOCATED AT 109 ASHAWAY ROAD, ASHAWAY, RI.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR BUCK TO ADJOURN AS LICENSING BOARD AND RECONVENE AS COUNCIL.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

**ZONE AMENDMENT & COMPREHENSIVE PLAN FUTURE LAND USE MAP
AMENDMENT – RI SOLAR RENEWABLE ENERGY III, LLC**

This matter is a continuation of the hearing on applications for a Zoning Ordinance Amendment and a Comprehensive Plan Future Land Use Map Amendment filed by Rhode Island Solar Renewable Energy III, LLC, 43 Creston Way, Warwick RI 02886 for property owned by George Townsend, Rose Townsend & Carleen Bowen, Trustee, 350 Woodville Alton Road, Hope Valley, RI 02832 for property located at 350 Woodville Alton Road identified as Assessor's Plat 11 Lot 57 zoned RFR-80; ~~Stephen M. Delpozso, Jr., 18 Grantville Extension, Hope Valley, RI 02832 for property located at 18 Grantville Extension identified as Assessor's Plat 15 Lot 11 zoned RFR-80;~~ Paul & Mary Dijulio, 6 Townsend Road, Hope Valley, RI 02832 for property located at 6 Townsend Road identified as Assessor's Plat 11 Lot 57D zoned RFR-80. The Zoning Ordinance Amendment is filed in accordance with Section 16 of the Zoning Ordinances of the Town of Hopkinton as amended. The Comprehensive Plan Amendment is filed in accordance with Ch. 2, Art. II, Div. 5, § 2-116(a), continued from June 18, 2018.

The applicant is proposing to change portions of the properties from RFR-80 Zone to Commercial Special Zone with a limitation to solar use for the portions of the properties to install a Solar Array to allow the erection and installation of solar panels to generate approximately 20 megawatts of energy per year utilizing 97.5 acres of the 97.5 acres of Assessors Plat 11 Lot 57; ~~utilizing 4.8 acres of the 28.5 acres of Assessors Plat 15 Lot 11;~~ and utilizing 2.8 acres of the 5 acres of Assessors Plat 11 Lot 57D.

Vincent Naccarato, Esq. was present representing the applicant. The filing fees were paid, notice had been posted as required and abutters notified. This hearing had been continued from June 18, 2018. Attorney Naccarato had nine expert witnesses in attendance. He called on the following individuals who had been previously sworn in as expert witnesses and who remain under oath: Audie Osgood/DiPrete Engineering; Kevin Alverson/Landscape Architecture, Nicole

Mulanphy/Sage Environmental. He called on the following individuals: Anthony DelVicario, applicant, was sworn in and Peter M. Scotti of Peter Scotti & Associates Real Estate was sworn in. The Council asked questions of each individual and public comment taken. The following persons came forward to speak: Pat Shimkis, Andrew McBride, Steve Wiehl, Paula Moreau, Luther Davis, Joe Moreau, Taylor Cann, David Curran, Steve Smith, Fred Stanley, MaryAnn McNamara, Loren Stanley, Steven Tarnell, Sylvia Stanley, Steve Wheeler, John Pennypacker and Holly Greene. A stenographer was present to record the proceedings. A copy of the transcript will be attached and made part of this record. The Town Council continued the hearing to July 16, 2018.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO CONTINUE THE HEARING TO JULY 16, 2018.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

CONSENT AGENDA

The June 18, 2018 Town Council Meeting Minutes were corrected: page two, second paragraph, line 14, substitute the word “Conservation” for “Conversation”; page 8, third paragraph, substitute the word” Captain” for “Chief”.

A MOTION WAS MADE BY COUNCILOR HUSBAND AND SECONDED BY COUNCILOR THOMPSON TO APPROVE THE CONSENT AGENDA AS FOLLOWS: Approve Town Council Meeting Minutes of June 18, 2018 with amendments; Approve refunds as a result of overpayments of 2017 Real Property Tax submitted by the Tax Collector; Approve Petition of National Grid & Verizon for a joint pole location on Fenner Hill Road.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

PUBLIC FORUM

No one spoke during the first public forum.

COUNCIL PRESIDENT REPORT

Council President Landolfi reported he had on June 24, 2018 gone to Old Depot Road for a site visit and had signed a \$500,000.00 Open Space One Year Bond Anticipation Note.

TOWN MANAGER REPORT

The Town Manager's written report included an item on a RIDOT/Town Meeting which occurred on June 19, 2018 and a Zoning Rewrite meeting on June 21, 2018.

OLD BUSINESS:

DATE OF WORKSHOP RE: PROPOSED E-911 ORDINANCE AMENDMENT

This matter had been scheduled to discuss and consider scheduling a workshop in July to discuss the funding, purchase and enactment of an Ordinance for E-911 locator signs to provide a means of locating residential, business and other structures for expedient emergency responses by police, fire, rescue and other emergency services. The Council set July 30, 2018 as the date for the workshop beginning at 6:30 PM. This workshop will be combined with the following proposed matter.

DATE OF WORKSHOP RE: PROPOSED FARM VIABILITY ORDINANCE AMENDMENTS

This matter had been scheduled to discuss and consider scheduling a workshop in August to discuss proposed Farm Viability Ordinance amendments re: crop farm definitions submitted by the Conservation Commission. The Council set July 30, 2018 as the date for the workshop beginning at 6:30 PM combined with the previous proposed matter.

FINALIZE 1904 SCHOOL BUILDING SUBCOMMITTEE CHARGE/APPOINTMENTS TO SUBCOMMITTEE

This matter had been scheduled to discuss and consider finalizing the charge for the proposed 1904 School Building Subcommittee and appoint applicants to the subcommittee.

It was indicated that they had four applicants and Councilor Buck will sit on this subcommittee. The name of the subcommittee will be 1904 School Building Subcommittee and there were no changes to the draft subcommittee charge.

**LETTER TO CHARIHO SCHOOL DISTRICT FOR RESTORED CATEGORICAL
TRANSPORTATION AID TO BE RETURNED TO MEMBER TOWNS**

This matter had been scheduled to discuss, consider and vote to authorize the Town Manager to send a letter to the Chariho School District for the restored Categorical Transportation Aid be returned to the member towns of the Chariho School District.

Council President Landolfi indicated that this was money that the State continually withholds, even though it is a law and the member Towns have to fight for it. Two years ago Mr. Ricci gave this money back, however, last year he did not. Council President Landolfi wished to have Town Manager McGarry send a letter to Mr. Ricci and the administration asking them to return this money to the Towns as revenue. There was a consensus by the Councilors to have this letter sent.

PUBLIC FORUM

Deborah O’Leary indicated that she would not be able to attend the workshop regarding the Farm Viability Ordinance; however, John Pennypacker should be able to attend. She just wish to advise that the whole Conservation Commission would not be available to attend. Ms. O’Leary wished to express that a year and a half ago when the Conservation Commission sat down to draft the Farm Viability Ordinance, what they were proposing was nothing like the 60 acre solar farms that they are seeing come before the Council. They envisioned this for local farmers, some of whom have a one or two acre solar farm. She realizes that money is tempting but the Town should really think about this.

ADJOURNMENT

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR HUSBAND TO ADJOURN.

SO VOTED

Elizabeth J. Cook-Martin
Town Clerk
Marita D. Breault
Deputy Town Clerk