Date posted: SEPTEMBER 20, 2022 by 4:00 P.M.

All items on this agenda are to be discussed and/or acted upon.

TOWN OF LITTLE COMPTON
Town Hall – 40 Commons

TOWN COUNCIL

MEETING OF SEPTEMBER 22, 2022

Live streaming at
https://www.youtube.com/channel/UCNoKeQBPqll33aEtqzOXHO9g

AGENDA

7:00 P.M.

Salute to the Flag

Announcements:

1. Present citation to the LC Community Center on the occasion of its 25th anniversary.
2. Members of the public are asked to use the Podium and microphone when speaking during the Council meetings. This is in an effort to ensure the viewers watching remotely can hear the full discussion on the live stream.

Public Hearing to receive comment on the Town’s Hazard Mitigation Plan. Review as needed further responses received from a survey circulated on the same subject. Hazard Mitigation Team to participate jointly with the Council during this hearing.

Approval of Minutes – September 8, 2022

Department Head Reports: none

Old Business:

1. Receive update from RIDOT regarding the “East Bay South” paving project, which includes repairs to Meeting House Lane, the Commons, South of Commons Road, Simmons Road and East Main Road.
2. Receive update from Solicitor on the status of the town’s interests in the Mayflower Wind project.
3. Receive update from the Town Administrator regarding plans to wirelessly connect Town Hall alarms to the Public Safety Complex, as part of the Town Hall refurbishment. If considered appropriate, vote to approve the proposed approach.
New Business:

1. Receive letters of interest for a position on the LC Free Public Library Board of Trustees. A term is expiring and up for appointment. Accept letters of interest, and consider appointment.
2. Letter from a set of residents requesting to be designated as a Steering Committee to begin planning Little Compton’s 350th Anniversary Celebration to be held in 2025
3. Letter and Petition from residents requesting the Council promptly begin planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g. Public Safety Complex, Wilbur-McMahon School) and other suitable town-owned structures.

Board of License Commissioners: none

Communications:

1. Copy of a resolution adopted by the Warren Town Council encouraging the State of RI to regulate broadband service as a utility and partner with municipalities to develop a comprehensive plan to provide high-speed broadband access
2. Request from the Young Family Farm for a single event Entertainment License for its Annual Apple Picking & Music Festival to be held Oct. 8 and 9, 2022
3. Abatement list submitted by the Tax Assessor.
4. Copy of a resolution adopted by the Portsmouth Town Council resolving to further review and conduct due diligence to fully evaluate the Mayflower Wind proposal as it may impact the Town of Portsmouth.

Consent:

1. Letter from LC Community Center requesting an extension of hours to close the Commons on Sept. 10th from 3 pm – 8 pm rather than 5 pm – 8 pm initially requested. Authorized through Council President and Police Chief due to timing.
2. Several email communications sent to the Council from Frank Haggerty forwarding articles on the Mayflower Wind project.

Payment of Bills

Consent Agenda - All items listed are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member or citizen so requests in which event the item will be withdrawn from the General Order of business and considered in the normal sequence on the agenda.
All are welcome to any meeting at the town, which is open to the public. Individuals requiring communication assistance or any accommodation to ensure equal participation will need to contact the Town Clerk at 635-4400 not less than 48 hours prior to the meeting.
Minutes of a Town Council meeting held on September 8th, A.D. 2022 at 7:00 o’clock PM held in in-person format at the Town Hall, Council Chambers, 40 Commons, Little Compton, RI. Members present: Paul J. Golembeske, Andrew W. Iriarte-Moore (arrived at 7:04 PM), Gary S. Mataronas, Patrick McHugh and Robert L. Mushen. Also in attendance: Richard S. Humphrey, Town Solicitor and Antonio Teixeira, Town Administrator.

Salute to the Flag.

Announcements:

1. Today we acknowledge the death of Queen Elizabeth II who was a staunch defender of democracy for 70 years and remarkable woman.
2. The LC Community Center will be celebrating its 25th anniversary this Saturday with festivities from 3 PM – 8 PM.
3. The Community Dinner, a gathering in the Commons for dinner and community will take place on Sunday, Sept. 11th with the dinner bell ringing at 4 pm. Fireworks will be held in Veteran’s Field at 8 pm.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, all in favor (Golembeske, Mataronas, McHugh, Mushen): To approve, as written the Town Council meeting minutes for August 25, 2022.

Motion made and seconded to place the Department Head Reports on file, discussion ensued.

Councilor Andrew Iriarte-Moore arrived at 7:04 PM.

Comments of the Administrator on several matters:

- Town Hall restoration update, contractor on board to start soon both interior and exterior work.
- Municipal Resiliency Projects update, 3 initial projects scheduled for completion by Dec. 31, 2022
  - An addition set of funds offered by the RI Infrastructure Bank for a Taylors Ln. Project will be scheduled for completion by Dec. 31, 2023.
- Broadband update, the town is working with the Newport regional work group. At discussion stage, looking forward to something more substantial during future meetings. He assured the Council he has stressed Little Compton’s need.
- Senior van update, actively working on a used van to ensure in best shape possible prior to securing title. Coordinating resources and pleased to note that the van should be covered by the existing funds previously designated and available for this purchase. Mr. Sal Marinoe was very instrumental in finding this vehicle and assisting the town.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To place on file the following Department Head Reports:

1. Town Clerk – August activity report
2. Police Dept. – August monthly report
3. Building Dept. – August Analytics
4. Fire Dept. – August monthly activity report
5. Tax Assessor – August monthly report
6. Town Administrator – August monthly report
7. Finance Director – August monthly report
8. Public Works – August monthly report
Old Business #1 - Receive recommended response on a notice received from RI Environmental Management, Freshwater Wetlands Program concerning Draft Freshwater Wetlands General Permit. None of the four (4) members of the designated reviewers are present. This matter was placed on this agenda from a prior meeting to receive any response supplied. Councilor Mushen asks the Town Administrator to reach out to reviewers to solicit input on their lack of response. He noted that it may be that the initial comments submitted to RI DEM may not have needed an additional response. No action taken.

Old Business #2 - Request from the Recreation Committee for the Council to seek a variance for the size of a sign they wish to install at the recreational field in the Commons. Comments during discussion:

- Councilor Mushen not in favor or seeking a variance before the Zoning Board
  - Concerned with a perceived conflict over the fact that the Council appoints the Zoning Board members
  - Feels the Council writes the zoning ordinance and not in favor or asking to exceed the standard set for others
- The Solicitor noted that the Public Safety Complex sign is an example of the Council seeking a variance for the size of a sign. He also feels the town should work within the zoning code.
- Councilor Mushen measured the sign panels for the Nature Conservancy Dundery Brook Trail sign. Two (2) panels at 10 sq. each. Feels if the recreational field sign is mirrored after this then it would be compliant
- Others measured the full length of posts and signs for Dundery Brook Trail sign to measure a total of 27 sq. ft.
- Proposed Recreational Field Sign (panels itself) would be 20 sq. ft. (post and shingled overhang exceeds that)
- David MacGregor thought someone told him the Dundery Brook Trail sign is not compliant, but not sure if that was a town official. He would gladly split the sign if that is considered compliant.
- Councilor Iriarte-Moore believes the Council has the authority to seek a variance as per Section 14-7.2, d where the Board may allow dimensional variance in a business district.
- Councilor McHugh would like to see the new sign be the full 27 sq. ft. as the Nature Conservancy sign.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To authorize the Recreation Committee to prepare an application seeking a dimensional variance of up to 20 sq. ft. as allowed in Section 14-7.2, d of the Little Compton Town Code to be presented by on behalf of the Town of Little Compton, owners of the subject property known as Plat 20, Lot 11, by legal counsel before the Zoning Board of Review. The Town Solicitor’s office shall assist the Recreation Committee and coordinate legal counsel to represent the Town’s interest as the Solicitor represents the Zoning Board of Review.

Motion made by Councilor Mataronas, receiving a second by Councilor McHugh, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To approve the request of the Recreation Committee to authorize repairs to the Town Tennis Courts in the amount of $5,900 by J.G. Coffey Co. to fill cracks and pickle ball lines.

Councilor Mataronas expressed concern that the repairs be done properly, noting that simply “blowing out” debris from cracks will not successfully remove vegetation.

Update for the Mayflower Wind Project. A communication was received after the posting of this evening’s agenda by Councilor Mushen and the Town Solicitor. The Solicitor noted that since the Council’s executive session much has taken place. The Town is seeking to intervene by filing with the Energy Siting Board on the Mayflower Wind Project. A decision on the disposition of the Town’s request to intervene may not be heard until late September or about the 29th. The Solicitor did speak with Chris Dipezzi, Esq. representing Mayflower Wind. The Solicitor believes he needs to protect the Town’s finances.
Mayflower Wind representatives would like to make a presentation to the Council. The Solicitor sees two presentations, the first in executive session and a second public session. Some Fire Chiefs are involved and representing the Town’s interest. Joel Southhall serves as the liaison for the Fishermen. The Solicitor believes Mayflower will likely provide a map of anticipated cable routes.

Councilor McHugh, stated for the record, that he wants the Solicitor to ask for mitigation compensation immediately from the applicant’s attorney because if the Siting Board rules negatively against Little Compton we will have lost our rights on the project.

The Solicitor stated that he will continue to work the matter. Legal Counsel Marissa DeSautel filed a brief today to the Energy Siting Board who will now decide if the Town will be allowed to be an intervener in the case. The Council will need to wait to determine next actions as the agenda posting listed an update only.

Mrs. Peg Bugara addressed the Council with concerns over the increasing use of Short Term rentals throughout town. She stated that she purchased her home in 1971 in a quiet neighborhood with deed restrictions over the use of their properties. Her concern comes from the volume of homes now being used by non-resident homeowners who rent, short term, sometimes only weekends, at a time, to multiple families. Large crowds, loud parties, lack of respect of the neighborhood and overall safety concerns with extra vehicles. She hopes the Council can create an ordinance to help limit and guide this type of business. She offered that there are multiple area towns who have or are now preparing ordinances.

The Solicitor noted that both Councilors Mataronas and Mushen have been working to begin development of a draft ordinance for consideration as they have received concerns personally over the past year. Councilor McHugh asked if the Planning Board should be a first reviewer. He also believes the home owner should have to live in Little Compton at least 180 days annually and is happy to champion this matter.

Councilor Iriarte-Moore has also heard concerns expressed in the past couple of years. He sees several layers of concern (safety, water, septic, nuisance). Our ordinances define hotels etc., but short term rental not defined. The Tax Assessor supplied to the Council, after the agenda packet was posted, a set of supporting documents on the subject. Regulation seems to be needed. Councilor Golombevski agrees in principle, but wants to make sure a new ordinance doesn’t disenfranchise the local resident just trying to make ends meet.

Thomas Grimes of Francis Lane spoke of a situation where a home was purchased for this sole purpose. This particular home is used for weekend rentals for parties (bachelorette, bachelor, graduation etc.)

Councilors Mataronas and Mushen have been working the subject, hoping to define Short Term Rental (STL), create a draft ordinance and setting penalties for infractions. Off-street parking and residency requirements should be worked into the draft. Councilor Mataronas asked for any comments to be forwarded to the Town Clerk who will share them for the drafting process.

Mike Massa of the same neighborhood as Mr. Grimes stated the problem is a big problem. Suggests maybe requiring longer length of rentals, no weekends only. He is concerned our children are losing out on purchasing properties because others are buying the properties to operate as a business of short term rentals.

Motion made by Councilor Iriarte-Moore, receiving a second by Councilor McHugh, all in favor (Golombevski, Iriarte-Moore, Mataronas, McHugh, Mushen). To assign the task of review and drafting an initial ordinance proposal to allow the town to regulate short term rentals to Councilors Mataronas and Mushen returning to the Council in 6 weeks’ time, or the October 20th Council meeting for further review of the Council.

At 8:15 PM the Town Council sitting as the Board of License Commissioners voted the following:
Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To approve a Class F-1 one day Beverage License to the Little Compton Game Club for a Clambake to be held September 25, 2022 at the John Dyer Road facility.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To allow the Council President to work with the Beach Commission to develop a method of recognition for Anthony Silvia who diligently cleans the Seaspray Way beach area and to return to a future Council meeting with any recommendation of the Beach Commission.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To place on file copy of a resolution adopted by the Town of Coventry designating September 24th as Coventry Community Wellness Day.

Motion made by Councilor Mataronas, receiving a second by Councilor Iriarte-Moore, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To place on file the consent calendar as follows:

1. Email from Frank Haggerty sharing an article on protecting Falmouth Neighborhoods from Mayflower Wind.
2. Email from Dennis D. Galvan noting that Revolution Wind has reached a major federal permitting milestone. A draft Environmental Impact Statement which is available through a link that is found on the Bureau of Ocean Energy Management website (boem.gov).

Motion made by Councilor Golembeske, receiving a second by Councilor Iriarte-Moore, all in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): That the bills be allowed and ordered paid as follows: $39,805.87

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<td>Verizon - Wastewater Treatment Facility</td>
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<td>Beta Group - ARPA funds Maple Ave</td>
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<td>RITCCA - Town Clerk</td>
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Allen Shuffleboard - Seniors $173.71
East Bay Media Group - Town Clerk $58.50
East Bay Media Group - Probate $30.00
East Bay Media Group - Probate $75.00
East Bay Media Group - Zoning $78.00
Cox - Computer $105.34
Petro - Diesel $902.41
RI Energy - Street Lights $77.37
Allied Group - Canvassers $718.06
WBMason - Canvassers $33.14
Adkins Printing - Town Clerk $1,804.10
Goulart Petroleum Inc. - Harbor Management Funds $18.75
Denise Cosgrove - Assessor $704.90
Crystal Rock - Police Dept. $47.87
WBMason - Police Dept. $68.04
Rob's Auto Care Inc. - Police Dept. $65.00
West Place Animal Sanctuary - Police Dept. $458.00
TMDE Calibration Labs Inc. - Police Dept. $85.00
Axon Enterprise Inc. - Police Dept. $4,122.00
Regal Forms - Police Dept. $1,675.00
AT&T Mobility - Police Dept. $20.04 $6,540.95
WBMason - Assessor $60.58
WBMason - Town Hall - Fire $147.61
CAI Technologies - computer GIS $3,000.00
CAI Technologies - Assessor $412.70
Richard S Humphrey - legal other $820.00
Richard S Humphrey - legal other $450.00
Richard S Humphrey - legal other $450.00
Richard S Humphrey - legal other $74.00
Chris Osborne - town hall $233.97
Chris Osborne - town hall $127.62
Jeffrey H Lopez - Public Safety Complex $130.68
Jeffrey H Lopez - Public Safety Complex $65.34
Paul Borges - Public Safety Complex $130.68
Paul Borges - Public Safety Complex $130.68
Core Business Technology - Town hall $1,368.00
Madden Electric - Public Safety Complex $255.00
Core Business Technology - Finance $196.80
CS&M Tele-Systems Inc. - Town Hall phones $316.90
Able Engineering Inc. - Town Landing work $600.00

With no further business the meeting was declared adjourned at 8:19 PM.

Carol A. Wordell, CMC, Town Clerk
LETTER OF APPLICATION

DATE: 9/1/2022

TO: HONORABLE TOWN COUNCIL

FROM: Jeffrey R. Kenyon

50 Box 106 11 Highland Ave.
Little Compton, RI 02837

TELEPHONE #401 635 9149

OCCUPATION: retired teacher

BOARD, COMMISSION, COMMITTEE, OR AGENCY:

TRUSTEE - Little Compton Free Public Library

REASON FOR DESIRE TO SERVE: Continue 2nd term of service to the LC FPL and the Community.

COVER LETTER AND/OR RESUME ATTACHED: _____

This letter will serve as my formal application for appointment to the abovementioned Board, Commission, Committee, or Agency.

Any consideration given my application will be greatly appreciated.

[Signature]
Signature of Applicant

Attachment
Dear Town Council Members,

Jeff Kenyon’s term as a member of the Board of Trustees of the Little Compton Free Public Library expires October 15, 2022. I am writing in support of Jeff continuing in his role for another three years. Jeff is a diligent treasurer and an ardent supporter of the Library. In addition, appointing Jeff to another three year term would allow 1) a continuity on the board we have not enjoyed for a bit, 2) the congeniality with which the Board interacts to continue and 3) Jeff to continue to bring along the assistant treasurer.

Thank you for your consideration.

Best,
Nancy Osborn
Chair, Board of Trustees of the Little Compton Free Public Library
TO: LITTLE COMPTON TOWN COUNCIL

We the undersigned are requesting permission to form a
Steering Committee to begin planning Little Compton’s 350th
Anniversary Celebration to be held in 2025.

Although it may seem early, something of this magnitude needs
a lot of time to plan.

Looking forward to your support,

George Goulart
Caroline Wilkie Wordell
William Boudreau
Carolyn Montgomery
Shannon Hawes Norris
Jane Gavin
Carol Wordell  
Town Clerk  
Little Compton RI  

Dear Ms. Wordell  

Allow me to introduce ourselves. Carolyn and I have been at the end of Quicksand Pond Road for almost 20 years, and we became registered voters here a few years ago.

When we decided to add solar panels to the roof our new garage this spring, we were surprised at how much the finances of solar power had improved, even before the passage of the new federal legislation. Bike riding through town, one of us (JL) was struck at how suitable certain town-owned roofs might be for the new panels, with minimal visual impact. Asking around, it seems clear that many (most?) voters in town would like to see more efficient use of these roofs, specifically on the Safety Complex and the School, especially if the town saves substantially more money than any investment would require. We have had no trouble rounding up signatures, from across the political spectrum, to support a determined effort to explore this possibility.

The petition with signatures is enclosed. Respectfully, we request that this letter and the accompanying petition be included on the agenda of the Town Council’s September 22 meeting, which we plan to attend. Please let us know if you have any questions or concerns about this request.

James and Carolyn Lock  
153 Quicksand Pond Road  
Little Compton, RI  
617-823-6980  
james.lock.md@gmail.com
Petition to the Little Compton Town Council: August/September 2022

We, the undersigned Little Compton voters, respectfully request that the Little Compton Town Council promptly begin the planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g. police and fire station, Wilbur school) and other suitable town-owned structures. This proposal will likely include:

- professional consulting services to help with financial analyses and contracts.
- legal fees to execute the plans.
- contingencies, including structural analyses of roofs, electrical analysis of circuits for public buildings, adding high speed chargers to the public-safety complex and 220 Volt chargers to an appropriate place in town for citizens to charge their electric vehicles, and preparing the buildings for modern electric heat pumps;
- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

PRINTED NAME  SIGNATURE  ADDRESS

Paula S. Conover  [Signature]  414 Long Highway

John B. Conover  [Signature]  414 Long Highway

Jim Lock  [Signature]  153 Quicksand Pond Rd

Jane McJennett  [Signature]  153 Quicksand Pond Rd

John McJennett  [Signature]  153 Quicksand Pond Rd

Carolyn Lock  [Signature]  153 Quicksand Pond Rd

Suzanne C. Mills  [Signature]  40 Quicksand Pond Rd

Suzanne C. Mills Shaw  [Signature]  40 Quicksand Pond Rd

Beverly C. Shaw  [Signature]  40 Quicksand Pond Rd

Beverly C. Shaw  [Signature]  40 Quicksand Pond Rd
Petition to the Little Compton Town Council: August/September 2022

We, the undersigned Little Compton voters, respectfully request that the Little Compton Town Council promptly begin the planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g. police and fire station, Wilbur school) and other suitable town-owned structures. This proposal will likely include

- professional consulting services to help with financial analyses and contracts.
- legal fees to execute the plans.
- contingencies, including structural analyses of roofs, electrical analysis of circuits for public buildings, adding high speed chargers to the public-safety complex and 220 Volt chargers to an appropriate place in town for citizens to charge their electric vehicles, and preparing the buildings for modern electric heat pumps;
- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

PRINTED NAME SIGNATURE ADDRESS

Helen Woodhouse Helen Brown 29 Round Pond Rd, RI

Elizabeth Torphy Elizabeth Torphy 626 W. Main Rd.

VAN HOFFMEIJER Van Hoffmeijer 15 Stone Rd, RI

Tom Cleary John Cleary 173 John Dyer Rd.

Terry H. Shapiro South Shore Rd.

Janet Lisle 87 Warrens St., N.

Allison Dale 97 South Shore Rd

Julie Spreewurley 18 East View Dr.

Bo Murphy 8 Pen Ln.

At Friendship Farm Lane
Petition to the Little Compton Town Council: August/September 2022

We, the undersigned Little Compton voters, respectfully request that the Little Compton Town Council promptly begin the planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g. police and fire station, Wilbur school) and other suitable town-owned structures. This proposal will likely include

- professional consulting services to help with financial analyses and contracts.
- legal fees to execute the plans.
- contingencies, including structural analyses of roofs, electrical analysis of circuits for public buildings, adding high speed chargers to the public-safety complex and 220 Volt chargers to an appropriate place in town for citizens to charge their electric vehicles, and preparing the buildings for modern electric heat pumps;
- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

PRINTED NAME            SIGNATURE            ADDRESS

Bruce Elwell  Bruce Elwell  73 John Pigeon Rd  LC

Dwight Elwell  Dwight Elwell  324 Long Happy

Frederic Torphy  Fred Torphy  428 West Main Rd

Paul Bazzoni  Paul Bazzoni  67 Old Harbor Rd

Nevie Casciano  Nevie Casciano  82 Amy Hart Path

Scott Brown  Scott Brown  14 Maryland

Beth A Ryan  Beth A Ryan  101 Maple Ave.

Victoria Harburg  Victoria Harburg  460 Westman Rd

D. Souther  D. Souther  75 Brownell Rd
Petition to the Little Compton Town Council: August/September 2022

We, the undersigned Little Compton voters, respectfully request that the Little Compton Town Council promptly begin the planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g. police and fire station, Wilbur school) and other suitable town-owned structures. This proposal will likely include:

- professional consulting services to help with financial analyses and contracts.
- legal fees to execute the plans.
- contingencies, including structural analyses of roofs, electrical analysis of circuits for public buildings, adding high speed chargers to the public-safety complex and 220 Volt chargers to an appropriate place in town for citizens to charge their electric vehicles, and preparing the buildings for modern electric heat pumps;
- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

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<td>James Farrell</td>
<td></td>
<td>70 Carey Lane</td>
</tr>
<tr>
<td>Kevin Willie</td>
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<tr>
<td>Elizabeth Torphy</td>
<td>Elizabeth Torg</td>
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<tr>
<td>Alex Philippi</td>
<td>M. H. Philippi Elevena</td>
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<tr>
<td>Karen Ryan</td>
<td></td>
<td>16 Ryan Way</td>
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<td>M. Daly</td>
<td></td>
<td>2 Brownell Rd</td>
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<tr>
<td>Amy Hathaway</td>
<td></td>
<td>20 Westport Harbor Rd</td>
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<tr>
<td>Patrick M. Bowen</td>
<td></td>
<td>825 N. Long Highway</td>
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<tr>
<td>Clairey Bowen</td>
<td></td>
<td>2254 Long Highway - L.C.</td>
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**Petition to the Little Compton Town Council: August/September 2022**

We, the undersigned Little Compton voters, respectfully request that the Little Compton Town Council promptly begin the planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g., police and fire station, Wilbur school) and other suitable town-owned structures. This proposal will likely include:

- professional consulting services to help with financial analyses and contracts.
- legal fees to execute the plans.
- contingencies, including structural analyses of roofs, electrical analysis of circuits for public buildings, adding high speed chargers to the public-safety complex and 220 Volt chargers to an appropriate place in town for citizens to charge their electric vehicles, and preparing the buildings for modern electric heat pumps;
- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

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<td>Edward H. Brown</td>
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<td>Taylor M. Johnston</td>
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<td>William Latto</td>
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<td>Sheila Macintosh</td>
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</tr>
<tr>
<td>Susan D. Richman</td>
<td>Richman</td>
<td>60 Treaty Rd. R.</td>
</tr>
</tbody>
</table>
Petition to the Little Compton Town Council: August/September 2022

We, the undersigned Little Compton voters, respectfully request that the Little Compton Town Council promptly begin the planning necessary to add approximately 250 solar panels to the roofs of town buildings (e.g., police and fire station, Wilbur school) and other suitable town-owned structures. This proposal will likely include

- professional consulting services to help with financial analyses and contracts.
- legal fees to execute the plans.
- contingencies, including structural analyses of roofs, electrical analysis of circuits for public buildings, adding high speed chargers to the public-safety complex and 220 Volt chargers to an appropriate place in town for citizens to charge their electric vehicles, and preparing the buildings for modern electric heat pumps;
- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

PRINTED NAME SIGNATURE ADDRESS

Charles Stankevich

Virginia Greenwood

Daine Weatherbee

Larry Anderson

Steven F. Rosa

8 Quickand Rd Rd Little Compt

55 Quickand Pond Rd

8 Quickand Pond Rd Little Compton RI

15 Shell Road

16K Mullin Hill Rd.
Petition to the Little Compton Town Council: August/September 2022

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- debt service, including interest and principal, as necessary to initiate the project until the savings to the town from reduced electric fees will service the debt.

PRINTED NAME          SIGNATURE          ADDRESS
R Torchin          [Signature]          33 S. Shore Rd

[Signature]          Fire School & P. Safety Complex

[Signature]          Nutt Road, off Cross Rd
I. INTRODUCTION

CRMC’s Rights-of-Way Subcommittee, on January 5, 2022, reviewed five (5) potential rights-of-way in the Town of Portsmouth (“Town”) for designation as public rights-of-way to the tidal waters of the State of Rhode Island. At that meeting, the Rights-of-Way Subcommittee voted to schedule a public hearing on the matter. On April 21, 2022, the Rights-of-Way Subcommittee held a public hearing regarding the proposed rights-of-way in the Town of Portsmouth, at Portsmouth Town Hall, 2200 East Main Road. After due consideration, the Rights-of-Way Subcommittee recommends that the following five Rights-of-Ways in Portsmouth, Rhode Island be designated as public rights-of-way: (1) Beach Street at Cedar Avenue; (2) Cedar Avenue; (3) Fountain Avenue; (4) East Power Street; and (5) Cory’s Lane in Portsmouth.

II. LEGAL REVIEW

A. Beach Street at Cedar Avenue

1. Facts

On January 4, 2021, the Town submitted a letter to CRMC requesting that CRMC designate a portion of Beach Street as a CRMC right-of-way. The letter indicates that CRMC signage is displayed in the Beach Street right-of-way, however, the right-of-way has not been officially designated by CRMC. The letter also indicates that neighbors have assumed the signage is correct and have “enjoyed un-obstructed access to the shore.”

Additionally, the Town submitted to CRMC deeds for the properties abutting the proposed right-of-way. The deed for the property north of the right-of-way (Tax Assessor’s Map 21 Lot 33) indicates that that property abuts a “six (6) foot way.” The deed for the property
south of the right-of-way (Tax Assessor's Map 21 Lot 34) indicates that that property abuts a “six foot way.” Furthermore, the Town submitted a portion of Tax Assessor's Map 21, which depicts a strip of land running between the aforementioned lots, and labeled “6' R/W.”

2. Conclusion

A review of the evidence produced by the Town indicates that there has been a valid dedication of private land to the public for use as a right-of-way to the shoreline. First, a review of the tax assessor’s map and the deeds from the properties abutting the land in question reveal that there has been an incipient dedication of the land to the public. Each deed describes an area of land that has not been designated as a lot, but rather, as a “way.” The preservation of this strip of land, and description, as a “way” is strong evidence of an incipient dedication.

Second, there has been a public acceptance of this right-of-way through public use; the Town has represented that the neighbors have used this right-of-way for access to the water. Consequently, given the evidence of incipient dedication and public acceptance, the Rights-of-Way Subcommittee concludes that there has been a valid dedication of private land to the public.

B. Cedar Avenue

1. Facts

On January 4, 2021 the Town submitted a letter to CRMC requesting that CRMC designate the Cedar Avenue right-of-way as a CRMC right-of-way. The letter indicates that CRMC signage is displayed in the Cedar Avenue right-of-way, however, the right-of-way has not been officially designated by CRMC. The letter also indicates that neighbors have assumed the signage is correct and have “enjoyed un-obstructed access to the shore.”

Additionally, the Town submitted to CRMC deeds for the properties abutting the proposed right-of-way. The deed for the property north of the right-of-way (Tax Assessor’s Map 21 Lot 47) indicates that that property is bounded by “a twenty (20) foot way.” The deed for the property south of the right-of-way (Tax Assessor’s Map 21 Lot 48) indicates that that property is
bounded by “a twenty (20) foot right of way.” Furthermore, the Town submitted a portion of Tax Assessor’s Map 21, which depicts a strip of land running between the aforementioned lots and labeled “20’ R/W.”

2. Conclusion

There has been a valid dedication of private land to the public in the case of the aforementioned land on Cedar Avenue. First, the Town’s tax assessor’s map, as well as the deeds of the abutting properties, demonstrate that there has been an incipient dedication of the subject land to the public. One deed describes the subject land as “a twenty (20) foot way” and the other describes the subject land as a “a twenty (20) foot right of way.” The preservation of this strip of land, and description, as a “way” is strong evidence of an incipient dedication. Second, there has been a public acceptance of this right-of-way through public use; the Town has represented that the neighbors have used this right-of-way for access to the water. Consequently, given the evidence of incipient dedication and public acceptance, the Rights-of-Way Subcommittee concludes that there has been a valid dedication of private land to the public.

C. Fountain Avenue

1. Facts

On January 4, 2021 the Town submitted a letter to CRMC requesting that CRMC designate Fountain Avenue as a CRMC right-of-way. The letter indicates that CRMC signage is displayed in the Fountain Avenue right-of-way, however, the right-of-way has not been officially designated by CRMC. The letter also indicates that neighbors have assumed the signage is correct and have “enjoyed un-obstructed access to the shore.”

Additionally, the Town submitted to CRMC deeds for the properties abutting the proposed right-of-way. The deed for the property east of the right-of-way (Tax Assessor’s Map 21 Lot 168) indicates that that property is bounded by “a right of way.” The deed for the property west of the right-of-way (Tax Assessor’s Map 21 Lot 169) indicates that that property is bounded
by “a proposed thirty (30) foot way.” Furthermore, the Town submitted a portion of Tax Assessor’s Map 21, which depicts a strip of land running between the aforementioned lots and labeled “RIGHT OF WAY.”

2. Conclusion

There has been a valid dedication of private land to the public in the case of the aforementioned land on Fountain Avenue. First, the Town’s tax assessor’s map, as well as the deeds of the abutting properties, demonstrate that there has been an incipient dedication of the subject land to the public. One deed describes the subject land as “a right of way” and the other describes the subject land as “a proposed thirty (30) foot way.” The preservation of this strip of land, and description, as a “way” is strong evidence of an incipient dedication. Second, there has been a public acceptance of this right-of-way through public use; the Town has represented that the neighbors have used this right-of-way for access to the water. Consequently, given the evidence of incipient dedication and public acceptance, the Rights-of-Way Subcommittee concludes that there has been a valid dedication of private land to the public.

D. East Power Street

1. Facts

East Power Street is shown on Tax Assessor’s Map 31 in the bottom right-hand corner. This street runs from Power Street to the Sakonnet River, with Power Street to the west and the Sakonnet River to the east. East Power Street is bounded to north by Tax Assessor’s lot 53 and bounded to the south by lots 54 and 56. Lot 53 is owned by the Town, while lots 54 and 56 are owned by private parties. The deed to lot 54 indicates that the property is “bounded on the north by East Power Street, so-called.” The deed to lot 56 indicates that the property is bounded northerly by East Power Street.

2. Conclusion

Given that the Tax Assessor’s Map 31 shows East Power Street running to Narragansett Bay and that the deeds to the properties south of East Power Street indicate that East Power
Street runs on each properties' northern boundary, the inescapable conclusion is that East Power Street is a public right-of-way to the tidal waters of the state.

E. Cory’s Lane

1. Facts

Cory’s Lane is shown on Tax Assessor’s Map 32 in the bottom left-hand corner. The map shows Cory’s Lane crossing train tracks and continuing to run until it meets the Narragansett Bay. The land to the north is owned by Portsmouth Abbey and the land to the south is owned by Preservation Society of Newport. Additionally, Cory’s Lane appears on the Town’s list of public streets. Cory’s Lane functions as the boundary between Portsmouth Abbey’s property and the Preservation Society of Newport’s property.

2. Conclusion

Given that Cory’s Lane appears on the list of public streets for the Town of Portsmouth, and no records can be found to the contrary, Cory’s Lane is a public right-of-way and should be designated as a public right-of-way to the tidal waters of the state.

III. PUBLIC HEARING

The Rights-of-Way Subcommittee held a meeting on April 21, 2022, pursuant to the Administrative Procedures Act, at which time the public was invited to comment on the five (5) proposed rights-of-way. The Portsmouth Harbor Commissioner, Abigail Brown, stated that the Harbor Commission agrees that all of the rights-of-ways listed should be designated as such. Portsmouth’s Town Planner, Gary Crosby, explained that three of the rights-of-way [Beach Street at Cedar Avenue, Cedar Avenue, and Fountain Avenue] are not CRMC rights-of-way, yet have CRMC signs. Mr. Crosby indicated that CRMC signs have been there for at least two decades. Mr. Crosby concluded that neighborhoods have been using these rights-of-way with the confidence that they are CRMC rights-of-way.
The Subcommittee solicited comments from the public in regard to the proposed CRMC designation of the Beach Street at Cedar Avenue right-of-way, the Cedar Avenue right-of-way, and the Fountain Avenue right-of-way.

- Sharon Macfarlane identified herself for public comment. Ms. Macfarlane stated that she was pleased that the right-of-way [Beach Street at Cedar Avenue] was there but was concerned that it is very dangerous at the bottom because of rocks and drainage from the road.

- Jack Plourde identified himself for public comment. Mr. Plourde commented on a different right-of-way on Fountain Avenue (on the corner of Thorpe Street and Fountain Avenue) that no longer exists to his knowledge.

The Subcommittee asked if there were any additional comments in relation to the first three proposed rights-of-way; no member of the public came forward at that time.

The Subcommittee solicited comments from the public in regard to the proposed CRMC designation of the East Power Street as a CRMC right-of-way.

- Philip Young identified himself for public comment. He indicated that he was concerned about involving the State with rights-of-ways that have been controlled by the Town. CRMC Legal Counsel addressed Mr. Young's concern by stating that the process was a designation process and that title does not transfer from the Town to the State.

- Mr. Young continued his comments by reading a letter that he had prepared. He indicated that he had concerns about the parking on East Power Street. Mr. Young stated that there is enough parking for ten (10) cars on East Power Street. He stated that the use of the street can be very heavy and it may become heavier if
CRMC puts the East Power Street right-of-way on the CRMC website. Mr. Young stated that the Town’s limitation on when cars are allowed to be parked on East Power Street has helped with noise. Mr. Young indicated that the Town only permits parking on one side of the street so that emergency vehicles have access to the end of the street. Mr. Young further stated that the Town prohibits parking at the end of the East Power Street to deter bottlenecks. Mr. Young summarized his comments by stating that East Power Street is already a busy spot and that it may get worse if it is put on CRMC’s rights-of-way map.

The Subcommittee asked if there were any additional comments in regard to East Power Street; no member of the public came forward at that time.

The Subcommittee solicited comments from the public regarding the proposed designation of Cory’s Lane as a CRMC right-of-way.

- Mike Jarbeau identified himself for public comment. Mr. Jarbeau stated that he was a representative from Save the Bay. He indicated that Save the Bay supported the adoption of all five rights-of-way.

- Tom Grieb identified himself for public comment. Mr. Grieb indicated that he had concerns about the railroad tracks near Cory’s Lane. He stated that “rail explorers” [a rail explorer is essentially a four (4) wheeled bike that rides on railroad tracks] ride on the railroad tracks near this spot, and that it is important that people are protected from the rail explorers that go up and down the tracks. Mr. Grieb asserted that there can be as many as 200 rail explorers on a Saturday afternoon. Mr. Grieb stated that there ought to be some way of making sure that people don’t walk out in front of the rail explorers.
IV. CONCLUSION

After consideration of the evidence, and after hearing from the public, the recommendation from the Rights-of-Way Subcommittee to the full Council is to designate the five rights-of-ways described above and located in the Town of Portsmouth as CRMC rights-of-way to the tidal waters of the State of Rhode Island.

__________________________
Raymond Coia, Chair

__________________________
Patricia Reynolds

__________________________
Ronald Gagnon
Town of Warren Resolution

Town of Warren  
Bristol County, Rhode Island

A RESOLUTION REQUESTING THAT THE STATE OF RHODE ISLAND IN PARTNERSHIP WITH MUNICIPALITIES DEVELOP A COMPREHENSIVE PLAN TO PROVIDE HIGH-SPEED BROADBAND ACCESS  
RESOLUTION NO. 22-153

WHEREAS the Warren Town Council recognizes that access to high-speed broadband is essential for both residents and businesses; and

WHEREAS the State of Rhode Island with funding from the federal government has the ability to develop and implement a plan to provide high-speed broadband; and

WHEREAS the Town of Warren has completed a study of Warren residents which indicates that 63% of respondents are not meeting the federal standards of upload and download speeds; and

WHEREAS the study also indicated a wide disparity as to fees residents and businesses are being charged while not having access to the federal download and upload speeds; and

WHEREAS the Warren Town Council by this resolution demonstrates their commitment to ensuring that residents and businesses will have access to affordable high-speed broadband.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF WARREN RHODE ISLAND, THAT

The Town Council:
1) Encourages the State of Rhode Island to regulate broadband service as a utility.
2) Requests that the State continue to work with cities and towns in developing a plan to ensure all residents and businesses have access to high-speed broadband.
3) Requests that the State ensure pricing transparency for high-speed broadband and that minimum federal speed standards are available to all residents and businesses.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF WARREN ON THIS September 6, 2022

By:  
John W. Hanley, Town Council President

ATTEST

By:  
Sandra Speroni GMC, Town Clerk
Entertainment License Application
Single Event Application
License fee - $15 per event

Name of entity requesting license and physical address of venue location:
Young Family Farm 2600 W. Main Rd. L.C., RI 02837

1. Name, residence, mailing address, telephone number of person responsible for day-to-day operations:
   (401) 339-7440 Keara Young 242 W. Han Rd. L.C., RI 02837

2. Day of the week and hours that entertainment will be offered:
   SAT Oct 8, 2022 and SUN Oct 9, 2022

3. Nature and type of entertainment event to be offered:
   Apple Picking & Free & Food

4. Maximum number of participants expected at the largest event: 200-500 weather dependent

5. A plan to limit the number of participants to the maximum cited
   Parking attendant

6. A scaled drawing of location, size and dimension of major element for the planned event

7. An opinion of the Zoning Official that the proposed activity is compliant with the provisions
   of Chapter XIV (Zoning)

Is the property to be used subject to a “conservation restriction” pursuant to RIGL 34-32, such as
a conservation easement, deed for development rights, or other similar instrument? YES/NO

If YES, a written statement is attached from the agency or organization holding such a
conservation restriction affirming that the proposed entertainment activity is fully
consistent with the terms, conditions, and provisions of the conservation restriction.

All required submittals have been attached.

[Signature]

[Date]

10/25/2017
Young Family

Apple Picking

FARM

Growing Fields

PARKING

TO EXIT ONE WAY TO EXIT ONE WAY

Flower Field

PARKING

House

PARKING

TO EXIT ONE WAY

PARKING

TO EXIT ONE WAY

Band

260 Vermont Rd

Closed Access

Exit 2472 Y Manhattan Expressway
September 6, 2018

Karla and Tyler Young
Young Family Farm
260 W Main Rd
Little Compton, RI 02837

Mr. & Mrs. Young,

This letter is to respond to your request for written notice that your annual Apple Picking and Blue Grass Festivals are consistent with the terms, conditions, and provisions of the Deed to Development Rights as required by the Town of Little Compton.

In accordance with a vote taken on October 27, 2016, the ALPC confirms that these proposed activities do not violate the terms of the Deed to Development Rights.

Sincerely,

Michelle Sheehan
State Land Conservation Manager
September 22, 2022

To The Honorable Town Council

Dear Council Members:

The Assessor of the Town of Little Compton submits herewith the names of the taxpayers' whose debts come within the provisions of Section 44-7-14 of the General Laws of Rhode Island, 1956, as amended, with the recommendation that the taxes as herein set forth, together with any interest due on proposed taxes, be canceled by the Honorable Body.

ABATEMENTS: See attached list totaling three thousand, nine hundred and ninety-five dollars and eighty-five cents ($3,995.85).

Respectfully Submitted

[Signature]

Denise M Cosgrove, RICA
Tax Assessor
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</table>

TOTAL | 13-004-60 | MAC TREE

Catherine S. Arthur L. & Campbell
TOWN OF PORTSMOUTH, RI
RESOLUTION # 2022-09-12

RESOLUTION OF THE TOWN OF PORTSMOUTH REGARDING THE INSTALLATION OF THE MAYFLOWER SAKONNET RIVER TRANSMISSION CABLE

WHEREAS, the Council agrees with the need to reduce our carbon footprint and increase the use of renewable energy sources like wind and solar; and

WHEREAS, Portsmouth has been a leader in the renewable energy production as recognized by facilitating the construction and operation of the first municipal wind turbine in RI; and

WHEREAS, Mayflower Wind Energy LLC has filed an application for a license with the Rhode Island Energy Facilities Siting Board with a proposed transmission cable route across the Town of Portsmouth (EFSB Docket No. SB-2022-02); and

WHEREAS, the current design of the Mayflower transmission facilities proposal has not been fully evaluated by the Town or the EFSB and will require further review and consideration by the Town and the relevant State and local agencies, to assess, among other things, the impact of the transmission facilities on the Town’s utilities, public resources, environmental and natural resources; and

WHEREAS, the Town has limited energy infrastructure that will need to be assessed for impacts and/or coordination with any transmission facilities that are being considered by the EFSB; and

WHEREAS, the Town will likely be asked to provide the EFSB with Advisory Opinions from Town boards and officials, as well as this Council.

NOW, THEREFORE, BE IT RESOLVED that the Town Council intends to further review and conduct due diligence to fully evaluate the Mayflower Wind proposal, its impacts on the Town and to assess the costs and benefits associated with this project, so as to establish the Town’s position on this project in order to advise the EFSB at the appropriate time in their proceedings; and

BE IT FURTHER RESOLVED, that the Town Council approves the hiring of legal services and consultants deemed necessary to help protect the interests of the Town and to protect its property, its natural resources and its citizens.

Adopted this 12th day of September 2022.

Kevin M. Aguiar, President
Portsmouth Town Council

ATTEST: Jennifer M. West, Town Clerk
September 7, 2022

Town Council Members
c/o Carol Wordell, Town Clerk
Town Hall
Little Compton, RI 02837

Dear Council Members,

We would also like to amend our request regarding our street closure for our 25th Anniversary Celebration on Saturday September 10, 2022. Originally, we requested the road be closed from 5pm -8pm. We are amending our request to close the road from 3pm-8pm on the same date Saturday September 20, 2022.

Please let us know if you have any questions or concerns.

Sincerely,

Amy Mooney
Executive Director
Little Compton Community Center
9/14/22


September 8, 2022

STATE OF RHODE ISLAND ENERGY FACILITY SITING BOARD

IN RE: MAYFLOWER WIND ENERGY LLC’S APPLICATION TO CONSTRUCT MAJOR ENERGY FACILITIES

Docket No. SB-2022-02 ) ) MAYFLOWER WIND ENERGY LLC POST-HEARING MEMORANDUM ON MOTIONS TO INTERVENE OF THE TOWNS OF MIDDLETOWN AND LITTLE COMPTON

On August 18, 2022, the Energy Facility Siting Board (EFSB or Board) convened a Preliminary Hearing regarding Mayflower Wind Energy LLC’s (Mayflower Wind) Application to Construct Major Energy Facilities in Portsmouth, Rhode Island.

At the Preliminary Hearing, the Board heard oral argument regarding whether the Board should allow the interventions of the Towns of Middletown and Little Compton (the Towns), which Mayflower Wind opposed.

In lieu of ruling on the issue of Intervention at the Preliminary Hearing, the Board granted Mayflower Wind and the Towns the opportunity to come to agreement on the scope of a limited intervention and file a memorandum addressing the reasonable parameters that would limit the scope of the intervention, assuming the Board will grant a limited intervention to the Towns, in light of arguments made during the August 18, 2022 Preliminary Hearing.

On September 1, 2022, Mayflower Wind and the Towns conferred and attempted in good faith to come to an agreement on the scope of a limited intervention. Based on said conversation, the parties were unable to come to an agreement on the scope of limited intervention.

Therefore, pursuant to the August 19, 2022 procedural directive, Mayflower Wind is filing the present memorandum. I.

"Mayflower Wind Maintains Its Position That The Towns Should Not Be Granted Intervenor Status In Any Form"
"This is in part due to the failure of researchers to date to document any public health impacts for low-level exposures to DC EMF associated with HVDC transmission."

Memorandum To: Paul Pansing, Burns & McDonnell

Date: July 23, 2021

From: Chris Long, Jiayang Chien, and Peter Valberg

Subject: Scientific Considerations Related to the Potential Effects of Static Electric and Magnetic Fields (EMFs) Associated with High-Voltage Direct Current (HVDC) Transmission Lines to Human Health and Marine Species

Appendix P2. High Voltage Direct Current Electric and Magnetic Field Assessment Document Revision A Issue

Date: August 2021

Draft Page 4

Potential Adverse Health Effects to Humans

A greater amount of research has focused on potential human health risks posed by 60 Hz AC EMFs than DC EMFs. This is in part due to the failure of researchers to date to document any public health impacts for low-level exposures to DC EMF associated with HVDC transmission. As concluded by the U.S. Environmental Protection Agency (US EPA, 1992), "Direct current (DC) magnetic fields have not raised as many questions about potential health concerns as have the time-varying fields created by alternating current (AC)." It is well established that DC and AC EMFs interact in different ways with living organisms and their potential for eliciting biological responses cannot be directly compared (CSA Ocean Sciences Inc. and Exponent, 2019). Importantly, health effect research findings reported for 60 Hz AC EMFs have no direct relevance to DC EMFs, given the differences in their properties and characteristics (http://www.emfs.info).

From: fhaggerty@aol.com
Sent: Saturday, September 10, 2022 7:24 PM
To: dcook@tiverton.ri.gov; jmcgaw@eastbaymediagroup.com; ehartley@eastbaymediagroup.com; kaguiar@portsmouthri.com; ljufusa@portsmouthri.com; dabbott@portsmouthri.com; khamilton@portsmouthri.com; lkatzman@portsmouthri.com; akelly@portsmouthri.com; jryan@portsmouthri.com
Cc: dng@providencejournal.com; kgregg@providencejournal.com; aftarzan@providencejournal.com; rrainer@portsmouthri.com; ihitchen@portsmouthri.gov; geames@portsmouthri.com; llesinski@portsmouthri.com; Town Council; Carol Wordell; wrichmond@newportri.com; Idamon@newportri.com; zwolfang@gannett.com; sflynn@newportri.com; DdeMedeiros@tiverton.ri.gov; mburk@tiverton.ri.gov; dcook@tiverton.ri.gov; jpedwards@tiverton.ri.gov; djanick@tiverton.ri.gov
Subject: Falmouth Massachusetts Files To Intervene Mayflower Wind Electric Cables

Subject: Falmouth Massachusetts Files To Intervene Mayflower Wind Electric Cables

Falmouth Massachusetts Files To Intervene Mayflower Wind

https://eeaonline.eea.state.ma.us/DPU/Fileroom/dockets/bynumber/EFSB21-03

https://fileservice.eea.comacloud.net/Fileservice.Api/file/FileManager/15481817

Docket # EFSB21-03

9/9/2022

Filer: Energy Facilities Siting Board
Document Type: Correspondence

Presiding Officer Shea's Reply regarding Peter Johnson-Staub Intervention Inquiry

Files: POSShea'sReplyrePeterJohnson-StaubInterventionInqu

From: Shea, Robert J. (DPU)
To: Peter Johnson-Staub
Cc: Runge, Eric K.; Czepiel, Margaret; Greene, Andrew (DPU); Evans, Joan (DPU); Wang, Wayne (DPU); DPU Efiling (DPU); Bartley, Geneen (DPU)

Subject: RE: Mayflower Wind - Intervenor Status Date: Friday, September 9, 2022 3:14:07 PM

Dear Mr. Johnson-Staub:

Thank you for your inquiry. As you may be aware, in order for an entity to intervene in a Siting Board proceeding, that entity must establish that it is likely to be “substantially and specifically affected” by the proceeding. G.L. c. 30A, sec. 10. At this time, we do not know what Mayflower Wind will propose in its updated petition.

Therefore, it would not be possible for the Town of Falmouth or the Siting Board to say how Falmouth might be substantially and specifically affected by the proceeding. Consequently, I believe that the Town should wait until a new petition, or amended petition, is filed before determining whether it will be substantially and specifically affected.

Once the Town makes such a determination, it can file a better-informed motion to intervene. By copy of this email to Eric Runge, counsel for Mayflower Wind, I request that he send you a copy of the petition at the same time that he files the petition with the Siting Board.
Please contact me if you have any questions. Sincerely, Robert J Shea Presiding Officer, Energy Facilities Siting Board Department of Public Utilities One South Station Boston, MA 02110 617-851-4246 (mobile) Robert.j.shea@mass.gov

From: Peter Johnson-Staub Sent: Friday, September 9, 2022 11:30 AM To: Shea, Robert J. (DPU)

From: Peter Johnson-Staub Sent: Friday, September 9, 2022 11:30 AM To: Shea, Robert J. (DPU) Subject: Mayflower Wind - Intervenor Status

Dear Mr. Shea, The Town of Falmouth intends to file for intervenor status for the Mayflower Wind petition before the EFSB.

We understand the EFSB has granted Mayflower’s motion to suspend proceedings and Mayflower Wind has indicated it intends to submit an updated filing in the Fall of 2022. Can advise whether the Town can file for intervenor status now? Or, do we need to wait until the Siting Board issues a new Notice of Adjudication and Public Comment Hearing after Mayflower Wind submits an updated petition? Thank you for your assistance.

Peter Peter Johnson-Staub Acting Town Manager Town of Falmouth, MA O: 508-495-7320 www.falmouthma.gov

Be advised that most emails to, and from, municipal offices and officials are public record. Confidentiality should not be expected
Anglers Concerned About Effects of Mayflower Wind Project’s Cable on Fish Habitats

By Rob Smith / ecoRI News staff
September 8, 2022


PORTSMOUTH, R.I. – An organized group of recreational anglers are opposing a proposal that would bury an export cable from a new offshore wind farm under the Sakonnet River. The Rhode Island Saltwater Anglers Association has come out against the proposal from offshore wind developer Mayflower Wind, expressing concerns over the impacts to existing fish habitats, and recreational fishing.

“We believe that during cable installation, an industrial operation such as burying a cable that is more than a foot wide will disturb fishing across the entire River,” wrote RISAA president Greg Vespa in a letter sent last month to Mayflower Wind. The group instead advocates for Mayflower Wind to avoid using the river entirely and proposed that the company run the cable over land in Massachusetts from Westport to Fall River, where land is already developed and disturbance to habitats would be minimal.

RISAA also expressed concern over the impacts to cod stocks. The New England Fishery Management Council has designated the Sakonnet River as an inshore juvenile cod habitat area of particular concern, and cod fishing remains restricted.

Mayflower Wind said it has conducted extensive field surveys to assess seabed conditions across its entire project area, including the proposed cable corridor in the Sakonnet River. The bottom of the river is mostly mud and silt, with areas of crepiduala, a kind of colonizing mollusk, according to preliminary data from the company. Results of the field surveys will be assessed by the appropriate Rhode Island agencies for potential impacts on fish habitats, but the company asserts the impacts to fishing will remain minimal.

“Because of the speed and nature of the cable installation, the construction phase will create minimal interference with vessel traffic, including recreational fishing,” said Daniel Hubbard, Mayflower Wind’s director of external affairs. “During construction the seabed will be disturbed but recovery will occur relatively quickly with minimal long-term disturbance around the installation area.”

Operation and maintenance of the cable will also have minimal impacts, according to Hubbard. Once the cables are buried, the only expected intrusion will be an annual seabed survey on the areas surrounding the cable.

Recreational anglers use the Sakonnet River from March to December, catching black sea bass, summer flounder, blue fish, striped bass and scup, according to RISAA vice president Rich Hitlinger.

“Our concern is the Sakonnet River,” said Hitlinger. “It’s heavily used for fishing.”

The Mayflower Wind project is a joint venture between the renewable energy arm of Royal Dutch Shell and renewable energy developer Ocean Winds (itself the joint venture of two European multinational utility companies). Its lease area is roughly 30 nautical miles south of Martha’s Vineyard and contains 149 positions for turbines and substations. The wind farm is estimated to generate 2,400 megawatts of energy, enough to power 800,000 homes across New England.
The Mayflower Wind offshore wind project would bury an export cable up Rhode Island Sound, through the Sakonnet River and across Aquidneck Island before landing at a proposed substation site at Brayton Point, Mass. (Mayflower Wind)
The generated power will be transported along two main export cables: one landing in Falmouth, Mass., and another snaking its way up Rhode Island Sound through the Sakonnet River before it takes a left turn to go overland under the town of Portsmouth and exiting across Mount Hope Bay to a proposed substation site at Brayton Point.
At a meeting last month, Mayflower Wind officials emphasized the project would create 14,000 new jobs between construction and the 30 years the farm will be in operation. The operations and maintenance port in Fall River would create around 400 full-time jobs, 75 percent of which Mayflower Wind has pledged to hire locally.
Rhode Island remains hungry for energy. The state’s Office of Energy resources earlier this week opened the comment period on a request for proposal (RFP) on the new offshore wind procurement act signed into law earlier this year by Gov. Dan McKee. The law provides that Rhode Island procure 600 MW or more electricity from offshore wind sources.
State lawmakers earlier this year also passed an aggressive 100% renewable energy standard, requiring all electricity sold in Rhode Island by 2033 to be offset with renewable energy projects such as the Mayflower Wind offshore farm.
The push for renewable energy is also coming at a time where the state is feeling the impacts of climate change. Storms over Labor Day weekend dropped 11 inches of rain in Cranston — more rainfall than the state received all summer — across a 24-hour period, overwhelming stormwater management systems on I-95 and collapsing one building in Providence.
But the project still has to work its way through Rhode Island’s regulatory apparatus, the Energy Facility Siting Board. Mayflower Wind gave a brief overview of the project to the board on Aug. 18. Both the towns of Tiverton and Little Compton petitioned the board for intervenor status at the meeting, contending they would be affected by the project. The EFSB has yet to issue a ruling on the matter.
Mayflower Wind continues to host community outreach events as the project progresses. Concerned recreational fishermen can meet with officials from the company during their monthly Port Hours at Point Judith. The next port hours event is scheduled for Friday, Sept. 9, at 9 a.m.
Categories