

ORDINANCE NO. 17-14

AN ORDINANCE IN AMENDMENT OF CHAPTER 20, ARTICLE III OF THE CODE OF ORDINANCES, TOWN OF NORTH KINGSTOWN, ENTITLED, "SANITARY SEWERS"

Note: Words set as ~~strikeover~~ are to be deleted from the ordinance; all underlined text is to be added to the ordinance.

The Town Council of the Town of North Kingstown hereby ordains:

SECTION 1. That Article III, Division 2, Section 20-98 of the Code of Ordinances, Town of North Kingstown, entitled, "Appeals" is hereby amended as follows:

Sec. 20-98. Appeals

~~If any ruling made by the director is unsatisfactory to the person requesting reconsideration, he may, within 60 days after mailing of notice of an assessment or charge or within 30 days after giving or mailing of notice of an order under Section 17 of 1962 Public Laws, Chapter 254, any person aggrieved by such assessment, charge or order may appeal to the town council acting as the sewer commission. Any person aggrieved by a sewer assessment against him or her may within sixty (60) days from the date of said assessment, file an appeal with the Director. The Director shall have 45 days to review the appeal, render a decision, and notify the person aggrieved of the decision. The person aggrieved, if still aggrieved may appeal the decision of the Director to the Sewer Appeals Board. Appeals to the Sewer Appeals Board shall be filed not more than 30 days after the Director rendered a decision and notified the person aggrieved. The Sewers Appeals Board shall, within 90 days of filing of the appeal hear the appeal and render a decision within 30 days of the date in which the hearing was held.~~

Appeals must be in writing on forms provided by the sewer commission and shall be filed with the Town Clerk within the times specified above. ~~The sewer commission appeals board shall hear the appeal within 60~~ 90 days of filing.

The sewer ~~commission~~ appeals board shall have power to hear and decide appeals where it is alleged that an assessment, charge or order of the Department of Public Works is unwarranted in whole or in part, and shall annul or modify the same and make such order as justice may require. Otherwise it shall affirm the same.

Notice of the sewer ~~commission~~ appeals board decision shall be sent to the petitioner and a copy of same forwarded to the Department of Public Works.

No new petition pertaining to the same premises or subject matter involved in a decision of the sewer ~~commission~~ appeals board may be heard until the expiration of two years from the date of such decision.

SECTION 2. That Article III, Division 2, Section 20-99 of the Code of Ordinances, Town of North Kingstown, entitled, “Sewer Appeals Board” is hereby amended as follows:

Sec. 20-99. Sewer Appeals Board

The sewer appeals board shall consist of 3 members and 2 alternate members, each of whom shall be appointed by the Town Council from members of the Assessment Board of Review, Asset Management Commission, Building Code Board of Appeals, Conservation Commission, and/or Zoning Board for a term of 3 years. In the absence of any regular member of the board, the alternate shall act as a full member of the board.

SECTION 3. This Ordinance shall take effect upon passage and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

First Read and Amended at the Town Council Meeting of June 26, 2017 and referred to the Town Council Meeting of July 17, 2017 for Second Reading and Consideration of Adoption.

Adopted at the Town Council Meeting of July 17, 2017.

Jeannette Alyward
Town Clerk