

2013 -- H 6167

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LC02557
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND

Introduced By: Representatives Shekarchi, San Bento, Edwards, and DeSimone

Date Introduced: May 28, 2013

Referred To: House Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 45-23-33 of the General Laws in Chapter 45-23 entitled
2 "Subdivision of Land" is hereby amended to read as follows:

3 **45-23-33. General provisions -- Required contents of local regulations. -- (a)** The
4 local regulations consist of the regulations and other text, together with charts, graphs, appendices
5 and other explanatory material. All local regulations include, at a minimum, the elements listed
6 below and as further described in this chapter:

- 7 (1) Statement of enabling authority for land development and subdivision derived from
8 section 45-23-25 et seq.;
- 9 (2) Statement of the city or town enabling ordinance as specified in section 45-23-51;
- 10 (3) Statement of purpose and consistency with the comprehensive plan, the zoning
11 ordinance and other federal, state and local land use regulations;
- 12 (4) Definitions;
- 13 (5) General provisions;
- 14 (6) Special provisions;
- 15 (7) Procedures for review and approval of plats and plans;
- 16 (8) Procedures for recording of plats and plans;
- 17 (9) Procedures for guarantees of public improvements;
- 18 (10) Procedures for waivers and modifications;
- 19 (11) Procedures for enforcement and penalties;

- 1 (12) Procedures for the adoption of the regulations and amendments;
2 (13) Procedures for the administration of the regulations and amendments;
3 (14) Procedures for appeals;
4 (15) Design and public improvement standards for all districts within the municipality;
5 (16) Construction specifications for improvement standards; and
6 (17) Specification of all application documents and other documents to be submitted at
7 each stage of the development process.

8 (b) The board shall not have the authority to require additional information and
9 documents other than those specifically enumerated in the local regulations for the associated
10 stage of the project, nor to adopt a local regulation empowering it to request additional
11 information not set forth specifically in the local regulations.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO TOWNS AND CITIES -- SUBDIVISION OF LAND

1 This act would limit the authority of local zoning and/or planning boards to request or to
2 require applicants to supply additional information and/or documents not specifically enumerated
3 in the existing local regulations.

4 This act would take effect upon passage.

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