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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2014

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A N A C T

RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Introduced By: Representative Donna M. Walsh

Date Introduced: May 07, 2014

Referred To: House Municipal Government

(by request)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 45-2-54 of the General Laws in Chapter 45-2 entitled "General
2 Powers" is hereby amended to read as follows:

3 **45-2-54. Regulation of excavating. --** (a) The town of Middletown is hereby authorized
4 to impose upon any excavation activity within the town, including all such activity on rights of
5 way but excluding such activity on private land such permit requirements and regulations as are
6 necessary to ensure proper review of the excavation plans by town authorities and to require such
7 excavation to be conducted with minimum disturbance to surrounding land.

8 (b) The town of Middletown is further authorized to require excavation activity permits
9 including completion bonds or insurance, if necessary, to guarantee the return of an excavated
10 area to the conditions stipulated in the permit process.

11 (c) The town of Charlestown is hereby authorized to impose upon any excavation activity
12 within the town such licensing and/or permit requirements and regulations as are necessary to
13 ensure proper review of the excavation plans by town authorities, to require such excavation to be
14 conducted with minimum disturbance to surrounding land uses; and, to require excavation
15 activity permits including completion bonds and/or insurance, if necessary, to guarantee the
16 return of an excavated area to the conditions stipulated in the permit and/or licensing process.

17 ~~(e)~~(d) Subsections (a), ~~and~~ (b) and (c) of this section shall not apply to any department,
18 division or agency of the state of Rhode Island.

1 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 -- GENERAL POWERS

- 1 This act would authorize the town of Charlestown to regulate excavating.
- 2 This act would take effect upon passage.

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