

2016 -- S 3046

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LC006038
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO TOWNS AND CITIES - SUBDIVISION OF LAND

Introduced By: Senators McCaffrey, Walaska, Archambault, Lombardi, and Pagliarini

Date Introduced: May 26, 2016

Referred To: Senate Environment & Agriculture

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 45-23-63.1 of the General Laws in Chapter 45-23 entitled
2 "Subdivision of Land" is hereby amended to read as follows:

3 **45-23-63.1. Procedure -- Tolling of expiration periods.** -- (a) Notwithstanding any
4 other provision set forth in this chapter, all periods pertaining to the expiration of any approval
5 issued pursuant to the local regulations promulgated under this chapter shall be tolled until ~~June~~
6 ~~30, 2016~~ June 30, 2017. For the purposes of this section, "tolling" shall mean the suspension or
7 temporary stopping of the running of the applicable permit or approval period.

8 (b) Said tolling need not be recorded in the land evidence records to be valid; however, a
9 notice of the tolling must be posted in the municipal planning department and near the land
10 evidence records.

11 (c) The tolling shall apply only to approvals or permits in effect on November 9, 2009,
12 and those issued between November 9, 2009, and ~~June 30, 2016~~ June 30, 2017, and shall not
13 revive expired approvals.

14 (d) The expiration dates for all permits and approvals issued before the tolling period
15 began will be recalculated as of ~~July 1, 2016~~ July 1, 2017, by adding thereto the number of days
16 between November 9, 2009, and the day on which the permit or approval would otherwise have
17 expired. The expiration dates for all permits and approvals issued during the tolling period will be
18 recalculated as of ~~July 1, 2016~~ July 1, 2017, by adding thereto the number of days between the
19 day the permit or approval was issued and the day the permit or approval otherwise would have

1 expired.

2 SECTION 2. Section 45-24-61.1 of the General Laws in Chapter 45-24 entitled "Zoning
3 Ordinances" is hereby amended to read as follows:

4 **45-24-61.1. Procedure -- Tolling of expiration periods. --** (a) Notwithstanding any
5 other provision set forth in this chapter, all periods pertaining to the expiration of any approval
6 issued pursuant to the local ordinances promulgated under this chapter shall be tolled until ~~June~~
7 ~~30, 2016~~ June 30, 2017. For the purposes of this section, "tolling" shall mean the suspension or
8 temporary stopping of the running of the applicable permit or approval period.

9 (b) Said tolling need not be recorded in the land evidence records to be valid; however, a
10 notice of the tolling must be posted in the municipal planning department, and near the land
11 evidence records.

12 (c) The tolling shall apply only to approvals or permits in effect on November 9, 2009,
13 and those issued between November 9, 2009, and ~~June 30, 2016~~ June 30, 2017, and shall not
14 revive expired approvals.

15 (d) The expiration dates for all permits and approvals issued before the tolling period
16 began will be recalculated as of ~~July 1, 2016~~ July 1, 2017, by adding thereto the number of days
17 between November 9, 2009, and the day on which the permit or approval would otherwise have
18 expired. The expiration dates for all permits and approvals issued during the tolling period will be
19 recalculated as of ~~July 1, 2016~~ July 1, 2017, by adding thereto the number of days between the
20 day the permit or approval was issued and the day the permit or approval otherwise would have
21 expired.

22 SECTION 3. This act shall take effect upon passage and shall apply to approvals and
23 permits in effect on November 9, 2009 and those issued between November 9, 2009 and June 30,
24 2017, but shall not revive any expired approval or permit.

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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 extend the expiration dates pertaining to approvals and permits issued by
2 towns and cities and would apply to approvals and permits in effect on November 9, 2009 and
3 those issued between November 9, 2009 and June 30, 2017, but would not revive any expired
4 approval or permit.

5 This act would take effect upon passage and would apply to approvals and permits in
6 effect on November 9, 2009 and those issued November 9, 2009 and June 30, 2017, but would
7 not revive any expired approval or permit.

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