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LC00023/SUB A/2
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2009

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A N A C T

TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE TO TAKE LAND BY EMINENT
DOMAIN

Introduced By: Representatives Corvese, Schadone, San Bento, and Wasyluk

Date Introduced: January 08, 2009

Referred To: House Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Pursuant to Article VI, Section 19 of the Constitution of the State of Rhode
2 Island, the Town of North Providence is hereby authorized to take by eminent domain that certain
3 parcel of real estate comprised of approximately fifteen (15) acres adjacent to Governor John A.
4 Notte, Jr. Park, and described as Lot 852 on the Town of North Providence Tax Assessor's Plat 22
5 or however said parcel may be more particularly described of record, provided that the property
6 shall be used only for passive recreation, for "open space" within the definition of section 45-36-
7 1, and for its present use as a not-for-profit seasonal camp.

8 SECTION 2. The procedure for said taking, and for assessment of damages, shall follow
9 (insofar as otherwise applicable) the procedure set forth in Chapter 9 of Title 16 of the General
10 Laws, with the exception that the North Providence Town Council shall fulfill the functions
11 assigned in said Chapter 9 of Title 16 to the "School Committee".

12 SECTION 3. For purposes of the procedure set forth in Chapter 9, Title 16 of the Rhode
13 Island General Laws, the resolution provided by the North Providence Town Council to the
14 General Assembly in support of this legislation shall not be considered the vote required by
15 Rhode Island General Laws section 16-9-6 for the taking. Said taking shall require a second vote
16 by the North Providence Town Council pursuant to section 16-9-6, after an appropriate hearing
17 and notice.

1 SECTION 4. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
TO AUTHORIZE THE TOWN OF NORTH PROVIDENCE TO TAKE LAND BY EMINENT
DOMAIN

1 This act would authorize the Town of North Providence to take by eminent domain the
2 parcel, prescribed as lot 852 of North Providence Tax Assessors Plat 22 or however described.
3 The procedure for the taking would be the same as is prescribed for takings for school purposes
4 (insofar as otherwise applicable) under Chapter 9 of Title 16.

5 This act would take effect upon passage.

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