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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 - GENERAL POWERS

Introduced By: Senators Raptakis, and Kettle

Date Introduced: February 06, 2013

Referred To: Senate Housing & Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 45-2 of the General Laws entitled "General Powers" is hereby
2 amended by adding thereto the following section:

3 **45-2-62. Town of Coventry - Regulation of asphalt or continuous mixing facilities. –**

4 (a) No asphalt batching or continuous mix facility shall be located in the town of Coventry in an
5 area which is less than four thousand feet (4,000') from any hospital, nursing home, school, area
6 of critical environmental concern, watercourse, or area occupied by residential housing. Such
7 distance shall be measured from the outermost perimeter of the facilities property line to the
8 outermost point of such properties as mentioned herein.

9 (b) Any facility in operation, prior to the enactment of this section, shall not be subject to
10 the provisions of this section.

11 (c) Notwithstanding the provisions of subsection (a), this section shall not apply to any
12 portable asphalt batching plant otherwise permitted under federal, state, or local ordinances, rules,
13 or regulations.

14 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 regulate the location and use of, asphalt batching or continuous mixing
2 facilities in the town of Coventry. This act would exempt portable asphalt batching facilities in
3 compliance with federal, state, and local rules, ordinances, and regulations and further allow for
4 the continued operation of any facility in existence prior to the enactment of this act.

5 This act would take effect upon passage.

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