



CITY OF WARWICK
OFFICE OF THE CITY CLERK
3275 POST ROAD
WARWICK, RHODE ISLAND 02886
TEL. (401) 738-2000, ext. 6221
FAX (401) 732-7640
T.D.D. 739-9150

SCOTT AVEDISIAN
MAYOR
JUDY WILD
CITY CLERK

October 16, 2015

Mr. William Nye
KC121096@hotmail.com

Dear Mr. Nye:

Thank you for your public records requests of October 13, 2015.

This letter will complete this request.

Response complied by William DePasquale, Planning Director

Record(s) Requested:

Records showing the application fees paid, along with any related information or details (date paid, payer, amount, purpose, etc.), paid in accordance with the "Application fees" requirement of the Development Review Regulations, for the subdivision application or applications related to the "Tiffany Avenue Subdivision", as identified in the planning department email dated Sep 16, 2015, and the "Nye/Brousseau subdivision" as identified in planning department letter dated Sept 23, 2015 (see attached)

Time period request covers: attached supporting documents:

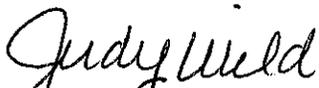
- planning department email dated 9/16/15
- planning department letter dated Sept 23, 2015
- page 30, from the Development Review Regulations

Response: As of 1:50 pm, on Wednesday, October 14, 2015, the Planning Department has not received any fees related to the aforementioned submission.

In accordance with RIGL 38-2-8, you may wish to appeal this decision to Mayor Scott Avedisian (3275 Post Road, Warwick, RI 02886). You may also wish to file a complaint with the Department of the Attorney General (150 South Main Street, Providence, RI 02903) or the Rhode Island Superior Court of the county where the record(s) are maintained. It is also my understanding that additional information concerning the Access to Public Records Act may be available through the Attorney General's website at www.riag.ri.gov.

Thank you for your interest in keeping government open and accountable to the public.

Sincerely,


Judy Wild
Warwick City Clerk

THE CITY OF WARWICK
PUBLIC RECORDS REQUEST FORM
RIGL 38-2-3 (d)

#100 1/4

Name: (optional) William Nye

Address: (optional) _____

City: WARWICK State: RI Zip Code: _____

Phone: (optional) _____ E-mail address: (optional) KC121096@hotmail.com

Date: OCT 13, 2015

Record(s) Requested:

Records showing the application fees paid, along with any related information or details (date paid, payer, amount, purpose, etc), paid in accordance with the "Application fees" requirement of the Development Review Regulations, for the subdivision application or applications related to the "Tiffany Avenue Subdivision", as identified in the planning department email dated Sep 16, 2015, and the "Nye/Brousseau subdivision" as identified in planning department letter dated Sept 23, 2015 (see attached)

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Please Note: Per section 38-2-3 (d) the policy of the City of Warwick is that this form be filed with the office of the City Clerk. The Clerk's office will then forward the request to the appropriate department for response. Per section 38-2-4 of the Rhode Island General Laws, the City will charge a fee of .15 per page for copies of public documents, unless such documents have a fee structure which is prescribed by state statute. Additionally, if the requested information requires research on the part of City personnel, the City will charge a research fee of \$15.00 per hour and/or the cost of retrieving records from storage where the public body is assessed a retrieval fee. The first hour (1 hour) of research, however, will be provided at no charge. If after review of your request the department determines that the requested records are exempt from disclosure for a reason set forth in RIGL 38-2-2(4)(i)(A) through (Y), the City reserves its right to claim such exemption.

(FOR CITY USE ONLY) Request taken by: _____

Date: _____ Time: _____

Costs: _____ for copies _____ for search and retrieval

*KRB
taxes + also
sent into office
to building dept*

Received in Warwick R.I.
Date Oct 13, 2015 Time 03:07P
Jude Wild, City Clerk

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RE: Issue with subdivision application

From: DePasquale William (william.depasquale@warwickri.com)
Sent: Wed 9/16/15 1:59 PM
To: W Nye (kc121096@hotmail.com)
Cc: DePasquale William (william.depasquale@warwickri.com); Cruz-Abreu Lidia (lidia.cruz-abreu@warwickri.com)
3 attachments
Tiffany Ave File Contents.pdf (1654.2 KB) , Tiffany Ave Scanned Plan.pdf (260.5 KB) , Coleman Business Card.pdf (6.3 KB)

Dear Mr. Nye,

In response to your email (see below) I have attached a full and complete copy of the entire file contents for the Tiffany Avenue subdivision AP 358; AL 465, 425, 432. Your signed application was provided by Attorney Michael Coleman who represents the Brousseau's. The remainder the file includes documents generated by this department as well as departmental reviews and responses, documents already on file and/or recorded in the land evidence records.

William J. DePasquale Jr., AICP

Planning Director

City of Warwick Rhode Island

3275 Post Road

Annex Building 02886

401-738-2000 extension 6297



Received in Warwick R.I.
Date Oct 13, 2015 Time 03:07P
Jude Wild, City Clerk

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William DePasquale, Jr, AICP
Planning Director



Scott Avedisian
Mayor

CITY OF WARWICK
Planning Department
3275 Post Road, Annex; Warwick, RI 02886
Tel. (401) 738-2000 Ext. 6289
T D D. (401) 739-9150

September 23, 2015

Mr William Nye
251 Tiffany Ave
Warwick, RI 02889

RE: Nye/Brousseau subdivision – Response to Mr Nyes letter dated 9/21/2015

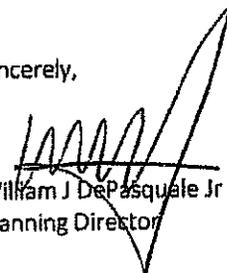
Dear Mr Nye,

In response to your letter dated September 21, 2015 (attached) referenced in your subject line as; *"Issue with subdivision application re your email dated Sept 16, 2015"* I have enclosed five (5) Superior Court Orders for your review, the August 6th Order being controlling in this matter; in particular please see paragraph 4

The accompanying court orders from Rhode Island Superior Court clearly establish the travel of this case As for your claim that *"this is a sham application"* the file includes a signed application by you executed for application of a subdivision submitted as part of the amended final judgement entered in as Superior Court C.A No 2006-0726 Please see the attached superior court cases

With respect to your question as *"to what is going on"* I will be processing the Nye/Brousseau subdivision with the signatures on file for both property owners pursuant with these court judgments and orders, the William J Nye signature as ordered by Superior Court C.A No 2006-0726

Sincerely,


William J DePasquale Jr, AICP
Planning Director

Attachments

Received in Warwick R.I.
Date Oct 13, 2015 Time 03:07P
Judy Wild, City Clerk

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7.4.2 Application Fees

The applicant shall be required to pay a fee at the time of application, for all subdivisions and development projects. Such fees shall be reviewed annually by the Board and revised as appropriate. The fees are as follows:

(1) Pre-application Meeting with staff (credited against fee for next stage if development proceeds):	\$ 50.
(2) Pre-application Meeting with Planning Board (credited against fee for next stage if development proceeds):	\$ 100.
(3) Administrative Subdivision:	\$ 50.
(4) Minor Subdivision without street:	\$ 50. per buildable lot
(5) Minor Subdivision with a street, Major Subdivision, Land Development Project (LDP), or Development Plan Review (DPR):	Residential: \$ 100 per buildable lot, and Non-Residential: \$2. per 100 sq. ft. GFA (\$100. minimum)
(6) Extension of time; Administrative Subdivision, Minor Subdivision or Minor Land Development Project:	\$ 100.
(7) Extension of time; Major Subdivision, Major Land Development Project or Development Plan Review:	\$ 300.
(8) Reinstatement of expired application; Administrative Subdivision, Minor Subdivision or Minor Land Development Project:	\$ 200.
(9) Reinstatement of expired application; Major Subdivision, Major Land Development Project or Development Plan Review:	\$ 600.

7.4.3 Engineering Inspection Fees

The applicant will also be required to reimburse the City for the cost of review and inspection by the City Engineer. Such cost shall be estimated by the City Engineer