

**PUBLIC NOTICE  
TOWN OF CHARLESTOWN**

Notice is hereby given that the following ordinance was adopted by the Town Council of the Town of Charlestown after a public hearing, duly advertised and posted, held on June 10, 2019, at the Charlestown Town Hall, 4540 South County Trail, Charlestown RI.

**ORDINANCE NO. 384  
AN ORDINANCE IN AMENDING CHAPTER 218-ZONING**

Note: Words set as ~~strikeover~~ are to be deleted from the ordinance; words set in underline are proposed to be added to the ordinance.

**Section 1.** Be it ordained by the Town Council of the Town of Charlestown that Chapter 218 of the Code of Ordinances, Town of Charlestown entitled Zoning is amended as follows:

See Exhibit A attached hereto and incorporated herein by reference as if set forth in its entirety.

**Section 2.** The Town Clerk is hereby authorized to cause said changes to be made to Chapter 218 of the Town of Charlestown's Code of Ordinances.

**Section 3.** This ordinance shall take effect immediately upon passage.

Attested To By:  
Amy Rose Weinreich, CMC Town Clerk

Passed By the Town Council On:  
June 10, 2019

**EXHIBIT A**

**§218-44. Flood hazard areas.**

These regulations are designed to minimize hazards to persons, damage to property from flooding, to protect watercourses from encroachment and to maintain the capacity of floodplains to retain and carry off floodwaters.

A. **Applicability.** This Section shall apply to any construction or any development that lies wholly or partly within special flood hazard areas identified by the Federal Insurance Administration through a scientific and engineering report entitled Flood Insurance Study, Town of Charlestown, Rhode Island, dated June 17, 1986. The accompanying Flood Insurance Rate Maps, Flood Hazard Boundary Maps (FHBM) dated September 30, 1995 and any Floodway Maps and any revisions thereto are hereby adopted by reference and declared to be an overlay district and part of this Ordinance. The requirements set forth in this Section shall be besides any requirements applicable elsewhere in this ordinance and in any other applicable regulation.

B. **Regulations.** Besides other federal, state or town regulations, the following requirements shall apply to any construction or other development located wholly or partly within special flood hazard areas:

(1) Any proposed construction or other development shall require the approval of the Building

Inspector and the issuance of a development permit by the Building Inspector.

(2) Before the issuance of a development permit, the applicant shall submit all necessary permits and approvals from all government agencies required by federal or state law.

(3) The applicant shall provide data showing the minimum and maximum elevation of the proposed site and the base flood elevation specified for the special flood hazard area.

(4) No watercourse may be altered in a manner that will result in any decrease in the water-carrying capacity. No land shall be graded, filled or altered in such manner as to increase base flood levels during the occurrence of base flood discharge within the Town. Where any alteration is permitted, the Building Inspector shall notify the Rhode Island Statewide Planning Program and the Federal Insurance Administration.

~~(5) The filling of land may be permitted only under the following conditions:~~

~~(a) Said filling shall not encroach upon a watercourse.~~

~~(b) Said filling shall not increase the potential flood level.~~

~~(c) Where it is determined that filling will raise the flood level, filling shall be offset by the removal of an equivalent amount of material in the same of the area filled.~~

(5) Fill material for structural support shall not be permitted within special flood hazard areas. Only placement of nonstructural fill for minimal site grading and landscaping, and to meet local drainage requirements, shall be permitted.

(6) Drainage shall be provided for any construction or other development to reduce the exposure of the lot or site or any other land areas to flood hazards.

(7) No outdoor storage of bulk materials or equipment shall be permitted that is likely to cause damage to property or obstruction to floodwaters, create a potential fire hazard or pollute the waters during flood periods. Such material or equipment shall include, but not be limited to, floatable materials, water soluble materials, volatile or flammable materials, acids or poisons.

(8) Provision shall be made for anchoring facilities, equipment, yard features and items normally positioned or stored on a lot or site outside of a structure which are capable of flotation or movement in flood waters.

(9) A nonconforming use shall not be enlarged or extended when located in special flood hazard areas.

(10) In Zones VI-V-30, all new construction must be landward of the reach of mean high tide.

(11) In Zones VI-V-30, the alteration of sand dunes and/or undeveloped barrier beaches is prohibited for any purpose.

(12) Recreational vehicles placed on sites within Zones A1-30, AH and AE shall either be (i) on the site for fewer than one hundred and eighty consecutive days, (ii) be fully licensed and ready for highway use, or (iii) meet all standards of Section 60.3 (b)(1) of the National Flood Insurance Program Regulations and the elevation and anchoring requirements for "manufactured homes" in paragraph (c)(6) of Section 60.3.

(13) All new critical public safety facilities including emergency operations centers, police stations, and fire departments shall be located outside of the floodplain with a 0.2 percent chance of annual flooding (500 year flood), as delineated on the Community Flood Insurance Rate Map (FIRM).