

**TOWN OF TIVERTON, RHODE ISLAND
NOTICE OF PUBLIC HEARINGS – MARCH 21, 2018
AMENDMENTS TO CODE OF ORDINANCES
REGARDING ALCOHOLIC BEVERAGES FOR CASINO LICENSE-CLASS B-C
AND HOURS OF OPERATION FOR A CASINO GAMING FACILITY**

Notice is hereby given that Public Hearings on proposed amendment to the Town's Code of Ordinances are scheduled for a Tiverton Town Council Special Meeting:

Wednesday, March 21, 2018 at 7:00 p.m.

Tiverton High School Auditorium, 100 North Brayton Road, Tiverton, RI.

Code of Ordinances – Amendment Chapter 6 – Article 1, Section 6-2

Alcoholic Beverages: Adding amendments Section 6-2-2 – Casino License – Class B-C. This ordinance will take effect upon passage.

Code of Ordinances – Amendment Chapter 22 – Hours of Operation for a Casino Gaming Facility: These amendments will amend Chapter 22 of the Code of Ordinances by adding an Article III, Section 22-11 - Hours of Operation for a Casino Gaming Facility within the Casino Gaming and Entertainment Overlay District-CGE, as established by Amendment to Article IV, Section 20 of the Tiverton Zoning Ordinance adopted on April 12, 2017. This ordinance will take effect upon passage.

Anyone wishing to be heard on these proposed matters should be present at the aforementioned date and time. At the public hearing, opportunity shall be given to all persons interested to be heard upon the matter of the proposed amendments. The proposals may be altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing.

All amendments shall take effect upon passage. Copies of the proposed amendment are available for public inspection in the office of the Town Clerk between the hours of 8:30 a.m. and 4:00 p.m. Mondays through Fridays and on the Tiverton website www.tiverton.ri.gov. The Town Hall is handicapped accessible. Persons requiring assistance should contact the Office of the Town Clerk at 625-6703 at least three business days prior to the hearing date.

Nancy L. Mello
Town Clerk

ORDINANCE NO. _____

**AN ORDINANCE IN AMENDMENT OF CHAPTER 6,
ARTICLE I, SECTION 6-2 OF THE ORDINANCES OF THE TOWN OF TIVERTON**

IT IS HEREBY ORDAINED by the Town Council of the Town of Tiverton, Rhode Island, that Chapter 6 of the Code of Ordinances of the Town of Tiverton, Rhode Island is hereby amended by adding a section to be numbered 6-2 of Article I, which reads as follows:

Section 6-2.2. Casino License-Class B-C

(a) The right, power and jurisdiction to issue liquor licenses authorized by R.I. Gen. Laws Title 3 has vested pursuant to Section 6-1, Article I of the Code of Ordinances, Town of Tiverton, in the Town Council as the Board of License Commissioners.

(b) As pursuant to R.I. Gen. Laws §3-7-7.6, the Town Council shall issue a Class B-C license to a Casino Gaming Facility operation, if the Applicant submits the following:

1. Proof that the Applicant has requisite permission from the State pursuant to R.I. Gen. Laws §42-61.2-2.3 to operate a Casino Gaming Facility 24 hours a day.
2. The Applicant implements, maintains and updates the Public Safety Protocol attached to the Host Community Agreement and incorporated herein;
3. The Applicant sets forth an acceptable protocol for communication with the Tiverton Police Department and the Tiverton Fire Department for updating the Public Safety Protocol, as necessary.
4. The Public Safety Protocol, reviewed by the Tiverton Police Department and the Tiverton Fire Department, is provided by the Applicant to the Rhode Island Department of Business Regulation and the Rhode Island Department of Revenue Division of Lotteries.

(c) A Class B-C License in the Town of Tiverton shall allow liquor service, as consistent with R.I. Gen. Laws §3-7-7.6, for the following hours: 10:00 a.m. to 1:00 a.m., Monday through Thursday and on Sundays not before state or federal holidays; and from 10:00 a.m. to 2:00 a.m., Fridays, Saturdays and Sundays before state or federal holidays.

(d) In the event that the Town Council, acting as the Board of License Commissioners, is provided with the submissions required under subsection (c), the Council shall issue a Class BC Liquor License and shall issue permits, pursuant R.I. Gen. Laws §5-24-1 and Tiverton Code of Ordinances Sec. 51-21, to allow entertainment and food service within the Casino Gaming Facility to be conducted during the hours of Casino Gaming Facility operations.

(e) A liquor license issued to the Casino Gaming and Entertainment Facility hereunder shall allow the operator/licensee to serve in the hotel facet of the Casino Gaming and Entertainment Facility in accord with the hours of the license issued hereunder and also, in accord with the hours as if the license was also issued pursuant to Rhode Island law regarding a Class B-H license.

(f) The fee for the Class B-C license in accord with R.I. Gen. Laws §3-7-7.6, shall be Two Thousand Five Hundred and 00/100 (\$2,500.00) Dollars.

ORDINANCE NO. _____

**AN ORDINANCE IN AMENDMENT OF
CHAPTER 22 OF THE ORDINANCES OF THE TOWN OF TIVERTON**

IT IS HEREBY ORDAINED by the Town Council of the Town of Tiverton, Rhode Island, that Chapter 22 of the Code of Ordinances of the Town of Tiverton, Rhode Island is hereby amended by adding an Article III, which reads as follows:

Section 22-11. Hours of Operation for a Casino Gaming Facility within the Casino Gaming and Entertainment Overlay District-CGE, as established by Amendment to Article IV, Section 20 of the Tiverton Zoning Ordinance, adopted on April 12, 2017.

Section 22-11.1. Hours of Operation for a Casino Gaming Facility

(a) Unless defined herein, capitalized terms are defined consistent with the Casino Gaming and Entertainment Overlay District-CGE Zoning Ordinance, Article IV, Section 20 of the Tiverton Zoning Ordinances, adopted on April 12, 2017

(b) Subject to a Casino Gaming Facility securing a gaming and entertainment license from the Rhode Island Department of Business Regulations as authorized to operate 24 hours a day, the Town of Tiverton would allow for a 24-hour Casino Gaming Facility operational pilot program ("Pilot") as set forth herein:

1. As pursuant to the Host Community Agreement for Casino Gaming Facility-Operations adopted on March __, 2018, the Town of Tiverton and Twin River-Tiverton, LLC ("Twin River-Tiverton") adopted a Public Safety Protocol (the "Public Safety Protocol") which is incorporated herein subject to updates as required.
2. The Pilot shall be established for the first year of Casino Gaming Facility operations.
3. During the term of the Pilot, Twin River-Tiverton and Tiverton public safety officials shall report on a quarterly basis to the Town Council on the implementation of, and updates to, the Public Safety Protocol.
4. The quarterly reports and the hearings thereon, shall provide the Town Council with valuable information as to 24-hour operations and what are appropriate operating conditions.
5. In the event that Twin River-Tiverton violates the terms of licensure issued hereunder, fails to implement or update the Public Safety Protocol, and/or violates the terms of the Host Community Agreement, the Town Council as

the licensing authority may issue a show cause notice with regard to the licenses issued hereunder.

6. Within sixty (60) days of the expiration of the Pilot term, the Town Council shall hold a public hearing on whether to allow 24-hour operations on a permanent basis under certain conditions based upon the benefit of monitoring such operations under an acceptable Public Safety Protocol during the Pilot term.