

**CITY OF NEWPORT
DOCKET FOR THE REGULAR CITY COUNCIL
MEETING
APRIL 10, 2024**

The following items of business, filed with the City Clerk under the Rules of the Council will come before the Council at meeting to be held at 6:30 pm in the City Council Chambers, 43 Broadway, Newport, RI 02840

~Proclamation in memory of Alana Markowitz- Past, Waterfront Commissioner~

Citizens' Forum: (Speakers must sign in with the City Clerk) The Citizens' Forum period shall be no longer than fifteen minutes, and citizens may address the Council on one subject only and for no longer than three minutes. Issues to be discussed shall not include matters to be considered or discussed as part of the regular Council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **CONSENT CALENDAR** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES (#31-80 AND #98-40).
 - a. Minutes of meeting held March 13, 2024 (Approve)
 - b. Special Events:
 1. Common Fence Music Co. dba Newport Live, d/b/a Newport Live Presents Mandla Mlangeni, Newport Art Museum; April 20, 2024 from 7:30 p.m. to 9:30 p.m.
 2. Audrain Motorsport, LLC, d/b/a Audrain Motorsport 2024 Veteran Car Tour, Vanderbilt Hotel/La Forge Casino Restaurant/Audrain Automobile Museum; April 27 from 7:00 p.m. to 9:00 p.m. and April 28, 2024 from 7:00 a.m. to 9:30 a.m. and 3:00 p.m. to 6:00 p.m.
 3. Pell PTO, Aly Oakley, d/b/a Pell 10 Year Party, The Landing Restaurant; May 3, 2024 from 6:00 p.m. to 10:00 p.m.
 4. Sail Newport, d/b/a Splash Party, Sail Newport; May 4, 2024 from 12:00 p.m. to 3:00 p.m. (Rain Date- May 5, 2024)

The Council will meet at 6:20 p.m. in the 2nd floor conference room at City Hall. The public is invited to attend. City Hall is accessible and meets ADA requirements. **INDIVIDUALS REQUIRING AN INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY CLERK'S OFFICE (845-5351) OR CITY MANAGER'S OFFICE (845-5429) ONE WEEK IN ADVANCE OF THE MEETING**

Regular City Council Meeting
April 10, 2024

5. Belmont Chapel Restoration Foundation, d/b/a Belmont Stakes Event, Island Cemetery; June 8, 2024 from 4:30 p.m. to 7:30 p.m.
 6. John Wells, d/b/a Veterans Get Outside Day Newport 2024, Fort Adams State Park; June 9, 2024 from 9:00 a.m. to 3:00 p.m.
 7. Lucy's Hearth, d/b/a Lucy's Hearth Pickleball Tournament Fundraiser, Tennis Courts Rogers High School; June 15, 2024 from 8:00 a.m. to noon
 8. Jenny Holmqvist, d/b/a IYRS Summer Gala, 449 Thames St.; July 13, 2024 from 6:00 p.m. to midnight
 9. St. Spyridon Greek Orthodox Church, d/b/a Hellenic Fest 2024, 390 Thames St.; July 19 from 4:00 p.m. to 1:00 a.m., July 20 from 12:00 p.m. to 1:00 a.m. and July 21 from 12:00 p.m. to 4:00 p.m.
 10. Newport Design Week, LLC, d/b/a Newport Design Week, Salve Regina University-Ochre Court; July 25, 26, & 27 (1/2 day), 2024 from 8:30 a.m. to 6:00 p.m.
 11. Yachting Promotions Inc., d/b/a Newport International Boat Show, various locations (plan attached); September 12-15, 2024 from 10:00 a.m. to 6:00 p.m. and September 15, 2024 from 10:00 a.m. to 5:00 p.m.
- c. 2024 Holiday Selling License Renewals (list attached)
 - d. Food Concession License, St. Spyridon Greek Orthodox Church, d/b/a Hellenic Fest 2024, 390 Thames St.; July 19 from 4:00 p.m. to 1:00 a.m., July 20 from 12:00 p.m. to 1:00 a.m. and July 21 from 12:00 p.m. to 4:00 p.m.
 - e. Holiday Selling License, New Owner, Sami Menassa, d/b/a Ritrex Camera, 322 Swans Wharf Row
 - f. Holiday Selling License, New, Broadway David, LLC, d/b/a Broadway David, 130 B Broadway
 - g. Communication from the Tree and Open Space Commission, re: Recommendation on the Middle Passage Port Marker Committee proposed structure at Liberty Square (Receive)

- h. City of Newport Police Department 2023 Annual Report (Receive)

LICENSES AND PERMITS

2. Sidewalk Café License, Renewal, Nautilus Restaurant, LLC, d/b/a Scales and Shells, 527 Thames St.
3. Street Café, Renewal, Fitzsimoes, LLC, d/b/a Corner Café, 110 Broadway
4. Victualing License, Renewal/Change of d/b/a, Seaside Scoops, LLC, d/b/a Seaside Scoops, LLC, 225 Goddard Row
5. Request to Withdraw without prejudice- Victualing License, Expansion, Preservation Society of Newport County, d/b/a The Elms Carriage House, 367 Bellevue Ave., to expand the licensed premises by adding an additional 31 indoor seats and 21 outdoor seats and as further described in the attached narrative- *continued from March 27, 2024*
6. Victualing License, Expansion, Uptown Hospitality, LLC, d/b/a Mother Pizzeria, 49 Long Wharf Mall, to expand the licensed premises by adding a 36' x 32' outdoor patio in the adjacent lot consisting of 8 tables and 30 seats
7. 2024 Annual Entertainment License Renewals (list attached)

8. **APPOINTMENTS TO BOARDS AND COMMISSIONS**

Council Liaison Updates

ORDINANCES

9. Amending Chapter 2.56 of the Codified Ordinances, entitled, “*Boards and Commissions*” to amend Section 2.56.010, entitled, “General Provisions” (First Reading)- *continued from March 27, 2024*

COMMUNICATIONS

10. Council Priorities Dashboard
11. Communication from James Reimer, re: Great Elephant Migration event from June 29-September 6, 2024 at Salve Regina University, The Breakers, Rough Point and The Great Friends Meeting House

COMMUNICATIONS FROM THE CITY MANAGER

12. Action Item #6242/24 – RE: Show Cause Hearing – Bossy Monkey Corporation, d/b/a Bossy Monkey, 472 Thames Street – Violation of the General Laws of Rhode Island and Codified Ordinances of the City of Newport - Failure to Meet the Conditions of the City Council in Granting of Victualing License- *continued from March 27, 2024*
13. Action Item #6264/24 – RE: Allocation of \$75,000 for Purchase of a Van – Edward King House Senior Center (w/accompanying resolution)
14. Action Item #6265/24 – RE Rhode Island Energy Petition – Installation of Conduit Under Long Wharf Mall
15. Action Item #6266/24 – RE: Award of Contract – RIMPA - Professional Architecture Services for the Reconstruction of the Perrotti Park Public Facilities (w/accompanying resolution)
16. Action Item #6267/24 – RE: Award of Contract – RIMPA – Travel Management Services (w/accompanying resolution)

**ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE
COMMISSIONERS**

BOARD OF LICENSE COMMISSIONERS

CONSENT CALENDAR

1. Class F Daily Liquor License, Common Fence Music Co. dba Newport Live, d/b/a Newport Live Presents Mandla Mlangeni, Newport Art Museum; April 20, 2024 from 7:00 p.m. to 9:30 p.m.
2. Sail Newport, d/b/a Splash Party, Sail Newport; May 4, 2024 from 12:00 p.m. to 3:00 p.m. (Rain date May 5, 2024)
3. Class F-1 Daily Liquor License, St. Spyridon Greek Orthodox Church, d/b/a Hellenic Fest 2024, 390 Thames St.; July 19 from 4:00 p.m. to 1:00 a.m., July 20 from 12:00 p.m. to 1:00 a.m. and July 21 from 12:00 p.m. to 4:00 p.m.

LICENSES AND PERMITS

4. Application of Uptown Hospitality, LLC, d/b/a Mother Pizzeria, 49 Long Wharf Mall, holder of a Class BV alcoholic beverage license to expand the licensed premises by adding a 36' x 32' outdoor patio in the adjacent lot consisting of 8 tables and 30 seats (Hearing)

Regular City Council Meeting
 April 10, 2024

5. Action Item #6244/24 – RE: Show Cause Hearing: Newport North Hotel Property, LLC, d/b/a Wayfinder - Operating Without a Valid Class BT Alcoholic Beverage License- *continued from March 13, 2024*

Adjourn- April 3, 2024

**Laura C. Swistak, CMC
 City Clerk**

Holiday Selling License Renewals

D/B/A	Owner		Address
Brahmin	Brahmin Leather Works, LLC	22	Bannisters Wharf
Diva Boutique	Chatree Sachayansrisakul	491	Thames St.
Hey Sailor	Wicker Designs LTD	129	Swinburne Row
K & K Food Mart	K & K Food Mart Inc.	10	Connell Highway
Lost at Sea	Wicker Designs, LTD.	393	Thames Street
Newport Marriott Hotel	Marriott Hotel Services, LLC.	25	Americas Cup Ave.
P.S. Gear 2	Wicker Designs LTD	359	Thames St.
P.S. Gear Division	Wicker Designs LTD	113	Swinburne Row
Pleasant Surprise	Wicker Designs LTD	121	Swinburne Row

Entertainment Licenses by Class

Class A Indoors

DBA	Owner	Licensed Premises	Restrictions
22 Bowen's Wine Bar and Grille	22 Bowen's Wine Bar and Grille, LLC	located at 22 Bowen's Wharf, first and second floors only	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
99 Restaurant & Pub		99 West, LLC located at 199 JT Connell Hwy	
Bar & Board	Liquor Thames, LLC	located at 282 Thames St. 1st Floor, Front right corner, 2nd Floor, Front right corner	
Boat Dockside, The	Waite's Wharf Grille, LLC	located at 25 Waites Wharf Unit #A First Floor	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION. ALL DOORS AND WINDOWS TO REMAIN CLOSED DURING ENTERTAINMENT.
Brick Alley Pub and Restaurant	Plumb, Inc.	located at 140-142 Thames Street Second Floor	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Buskers	Pale, LLC The	located at 178 Thames Street First and Second Floors	DOORS AND WINDOWS TO REMAIN CLOSED DURING ENTERTAINMENT. COMPLIANCE WITH CITY NOISE ORDINANCE. NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION. Detail Police Officer(s) May be Required.

Regular City Council Meeting
 April 10, 2024

Cafe Zelda	Café Zelda, LLC	located at 528-530 Thames Street First Floor	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Caleb & Broad	Stone Soup LLC	located at 162 Broadway and 2 Caleb Earl	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION
Chanterelle Restaurant & TSK at the Revolving Door	Restaurant Bouchard Inc.	located at 505-509 Thames	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Clarke Cooke House, Cooke House Candy Store, The	Clarke Cooke House, LLC	located at 26 Bannisters Wharf First and Second Floors Basement and 2 Summer Porches	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Diego's	Diego's of Newport LLC	located at 11 Bowen's Wharf, Indoors as well as 17 & 21B Bowens Wharf	Detail Police Office may be required
Elk's Club	The Newport Lodge of Elks #104	located at 141 Pelham Street	
Empire Tea & Coffee	Newport Bubble Tea LLC	located at 22 Broadway and 3 River Lane	Detail Police Office may be required
Fastnet, The	Fastnet, Inc.	located at 1-3 Broadway First Floor	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Gas Lamp Grille, The	BMT, LLC	located at 206-208 Thames Street First and Second Floor	FIRST FLOOR NO RESTRICTIONS. SECOND FLOOR. ALL DOORS AND WINDOWS TO REMAIN CLOSED DURING ENTERTAINMENT. NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Jane Pickens Theater & Event Center	Fine Arts Newport, Inc.	located at 49 Touro Street	Capacity of 499 people including (4) staff-Per order of the NFD
La Forge Casino Restaurant	1899 LLC	located at 186 Bellevue Ave. piano & band area located in front pub, dance floor in back left	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Malt	Leinster, Inc.	located at 150 Broadway	
Midtown Oyster Bar	Midtown Oyster Bar, LLC	located at 345 Thames St.	
Mooring Seafood Kitchen & Bar	Mooring, LTD, The	located at 2 Sayer's Wharf	
Newport Blues Cafe	Kinsley's LTD	located at 286 Thames Street First and Second Floors	BANDS LIMITED TO FOUR (4) MEMBERS. DOORS AND WINDOWS TO REMAIN CLOSED, PER RESTRICTIONS ON FILE IN CITY CLERK'S OFFICE. NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Newport Playhouse & Cabaret	Newport Playhouse & Cabaret Restaurant	located at 102 Connell Highway	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.

Regular City Council Meeting
April 10, 2024

Restaurant

Newport Sportsman Club	NSC, Inc.	located at 110 JT Connell Hwy	
One Pelham East & Studio 3	Brownstone, Inc.	located at 270-276 Thames Street, First Floor and 3 Pelham Street, Third Floor	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Parlor	Parlor, LLC	located at 200 Broadway	
Poor Richard's-Benjamins	Mermaids Newport LLC	located at 254 Thames St.	INDOOR ENTERTAINMENT ONLY, FIRST FLOOR ONLY, OUTDOOR SPEAKERS TO BE REMOVED
Pour Judgement	MBK LLC	located at 32 Broadway	
Queen Anne's Loft	2 Church Street, LLC	located at 212 Thames Street Third Floor	
Red Parrot Restaurant, The	Red Parrot, Inc.	located at 344-348 Thames Street First & Second Floors	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.
Sardella's Restaurant	SSR Corporation	located at 30 Memorial Boulevard West and 78 William Street First and Second Floors	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION. SECOND FLOOR ALL DOORS AND WINDOWS TO REMAIN CLOSED DURING LIVE ENTERTAINMENT.
Stoneacre	Kale Stems, LLC	located at 28 Washington Square	
Stoneacre Garden	L and B Associates, LLC	located at 151 Swinburne Row	SUBJECT TO GARAGE DOORS BE CLOSED DURING ENTERTAINMENT.
Vieste Vino	Radish Patch LLC	located at 580 Thames St., Suite 103 & 104	
Wally's Wieners	1899 LLC	located on the second floor of 464 Thames Street	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION. Permitted from 4:00 P.M. - 10:00 P.M. Thur., Fri., Sat., and Mondays and Sundays preceeding a Monday holiday.
Wharf Pub and Raw Bar, The	Wharf Pub Newport LLC, The	located at 37 Bowens Wharf First Floor	NO OUTSIDE ENTERTAINMENT OR AMPLIFICATION.

Class A and B (indoor and outdoor)

DBA	Owner	Licensed Premises	Restrictions
@ The Deck	@ The Deck, LLC c/o Thomas Abruzese	Located at 1 Waites Wharf Pole 6 south side first floor, tent, patio area	Outside entertainment limited to 11 p.m. on Sunday through Thursday, and to Midnight on Fridays and Saturdays, and Sundays of holiday weekends.
41 Degrees North	Forty 1 North, LLC	351 Thames St., indoors, outside porch, patio, and dock area; 14 Perry Mill Whf., indoors, 1st and 2nd fls.	Outdoor entertainment at 351 Thames to end at 11 PM Sunday through Thursday and at 12 Midnight Friday, Saturday, and Sunday before a holiday Monday. Doors & windows to be closed when no outdoor entertainment at 351 Thames St. No outdoor entertainment at 14 Perry Mill Whf.; doors and windows to be closed during

Regular City Council Meeting
April 10, 2024

Ancient Order of Hibernians	Ancient Order of Hibernians	located at 2 Wellington Ave. & patio	Outdoor limited to: Fridays, Saturdays, Sundays & Holidays from 3:00 pm to 8:00 pm
Castle Hill Inn	Castle Hill, Inc.	located at Ocean Drive Main Floor Dining Room and Patio	BAND LIMITED TO FIVE (5) MEMBERS. OUTSIDE ENTERTAINMENT (WITH AMPLIFICATION) RESTRICTED TO SUNDAYS AND MONDAYS FROM 1:00 P.M. TO 5:30 P.M. AND MAY NOT EXCEED MAXIMUM DECIBLES FOR RESIDENTIAL
Chanler at Cliff Walk, The	Chanler, Inc. The	located at 117 Memorial Boulevard	OUTSIDE ENTERTAINMENT (WITH AMPLIFICATION) LIMITED TO FRIDAYS, SATURDAYS, AND SUNDAYS, FROM 1:00 P.M. TO 6:00 P.M. MEMORIAL DAY TO OCTOBER 1ST. PATIO SPEAKERS TO FACE EAST AND LAWN SPEAKERS TO FACE NORTH TOWARDS BUILDING
Hotel Viking	Viking Tenant, LLC	located at One Bellevue Ave.	OUTSIDE ENTERTAINMENT WITH AMPLIFICATION PERMITTED TO 9:40 P.M.; Wed., Thurs, Friday and Saturday only except on Sundays before a Monday holiday. Band limited to 4 members
Fifth Element, The	Carpe Noctem Restaurant LLC	located at 105, 107-111 Broadway	.
Landing, The	Newport Waterfront Landing, Inc.	located at Bowens Wharf First Floor, Outside Patio Second Floor North West and East Decks	OUTSIDE ENTERTAINMENT LIMITED TO 11:00 P.M. ON MONDAY THROUGH THURSDAY, AND TO MIDNIGHT ON FRIDAYS AND SATURDAYS, AND SUNDAYS OF HOLIDAY WEEKENDS. LIMIT OF 4 BAND MEMBERS; NO DRUMS
Newport Craft Brewing & Distilling	Coastal Extreme Brewing Company LLC	located at 293 JT Connell Hwy, expanded area includes 2nd floor event space and 2nd floor outdoor deck	
Newport Harbor Island Resort	Goat Lessee LLC	located at Goat Island, expanded area for Class B license to include the South Lawn adjacent to the Pavillion	Per restrictions on file with the City Clerk's Office
Newport Marriott Hotel	Marriott Hotel Services, LLC	located at Americas Cup Avenue and Long Wharf	OUTSIDE ENTERTAINMENT LIMITED TO 11 P.M. ON SUNDAY THROUGH THURSDAY, AND TO MIDNIGHT ON FRIDAYS AND SATURDAYS, AND SUNDAYS OF HOLIDAY WEEKENDS. LOUNGE FRIDAY AND SATURDAY 9:00 P.M. - MIDNIGHT. POOL AREA FRIDAY 3:00 PM - 7:00 PM,
O'Brien's Pub	Five Tempus Ltd.	located at 501 Thames Street First Floor year-round and from April 15 to September 30 on Outside Patio	OUTSIDE PATIO LIMITED FROM APRIL 15 TO SEPTEMBER 30, FROM NOON TO 8 P.M.; said entertainment may be amplified. No more than three musicians (including vocalist) at any time.
Oceancliff	Newport Time Resorts, Inc.	located at 65 Ridge Road	OUTSIDE ENTERTAINMENT (WITH AMPLIFICATION) LIMITED TO SUNDAYS AND MONDAYS, FROM 1-5:30 P.M. FROM MAY FIRST THROUGH OCTOBER 15 ONLY
Perro Salado	Kelkery Food & Spirits, Inc.	located at 19 Charles St. on the first and second floors and the	

Regular City Council Meeting
 April 10, 2024

outside patio

Reef, The	Old Battle Axe, Inc.	bar indoor rear and Bar outdoor rear patio	OUTSIDE ENTERTAINMENT (WITH AMPLIFICATION) PERMITTED APRIL THROUGH SEPTEMBER 30. NO AMPLIFICATION AFTER 10 P.M. SUNDAY THROUGH THURSDAY MAX DECIBEL LEVEL OF 65. NO AMPLIFICATION AFTER 11 P.M. ON FRIDAYS, SATURDAYS AND ON SUNDAYS PRECEDING A MONDAY HOLIDAY. NO LIVE MUSIC OR SPEAKERS PERMITTED ON THE NORTH PATIO. NO ENTERTAINMENT PERMITTED ON NORTH PATIO.
Regatta Place, The	Goat Island Grille, Inc.	located on Goat Island First Floor and Outside Patio	OUTSIDE ENTERTAINMENT LIMITED TO 11 P.M. ON SUNDAY THROUGH THURSDAY, AND TO MIDNIGHT ON FRIDAYS AND SATURDAYS, AND SUNDAYS OF HOLIDAY WEEKENDS
Riptides	Dockside North, LLC	located at 25 Waites Wharf Unit #B	OUTSIDE ENTERTAINMENT LIMITED TO 11 P.M. ON SUNDAY THROUGH THURSDAY, AND TO MIDNIGHT ON FRIDAYS AND SATURDAYS, AND SUNDAYS OF HOLIDAY WEEKENDS. SOUND LEVEL NOT TO EXCEED 65 DECIBELS.
Saltwater	Shaner Rhode Island, LLC	located at Corner of Market Square, Thames Street, and Americas Cup Avenue	OUTSIDE ENTERTAINMENT, MEMORIAL DAY TO OCT. 30TH; RESTRICTED TO PIANO PLAYER, GUITARIST AND VOCALIST; HOURS LIMITED TO 11 P.M. SUNDAY THROUGH THURSDAY, AND TO MIDNIGHT ON FRIDAYS AND SATURDAYS, AND SUNDAYS OF HOLIDAY WEEKENDS.
Smokehouse Café	Mooring LTD, The	located at 31 Scott's Wharf, First Floor and Outdoor Deck	NOON TO 9:00 PM FRIDAY, SATURDAY AND SUNDAY'S ONLY
Smugglers Waterfront Bar	True Tides, LLC	located at 359 Thames Street, Unit LC1	OUTSIDE ENTERTAINMENT LIMITED TO 7:00 P.M. TO 11:00 P.M. ON SUNDAY THROUGH THURSDAY, AND 2:00 P.M. TO MIDNIGHT ON FRIDAYS AND SATURDAYS, AND SUNDAYS OF HOLIDAY WEEKENDS.
Speakeasy Bar and Grill, The	Carter LLC	located at 250 Thames Street First Floor	DOORS AND WINDOWS PERMITTED TO BE OPEN DURING ACOUSTIC ENTERTAINMENT
Surf Club	Surf Club LLC	located at America's Cup Avenue & Thames Street Entire Premises of Newport Bay Club Except Plaza Level Retail Spaces	

Regular City Council Meeting
April 10, 2024

Vanderbilt, The	Vanderbilt Hotel, LLC	located at 41 Mary Street	Outdoor entertainment limited to outdoor garden terrace Thursday through Saturday 6:00p.m. to 9:30 p.m.
-----------------	-----------------------	---------------------------	---

Class C

DBA	Owner	Licensed Premises	Restrictions
Bohlin, The	Historic Wharves Associates, Inc.	located at Commercial Wharf	Detail Fire Fighter(s) will be determined after a review of each event. Outside Entertainment Limited to 11:00 P.M. on Sunday through Thursday, and to Midnight on Fridays and Saturdays, and Sundays of Holiday Weekends. Concerts on Weekdays until 9:30 pm; Concerts on Fridays & Saturdays until 10:00 pm.