TOWN OF SOUTH KINGSTOWN
ZONING BOARD OF REVIEW APPLICATION

1. APPLICANT INFORMATION:
Applicant Name: NEW WAVE KITCHEN Name of Primary Contact if Organization: MATTHEW REAGAN
Applicant Address: 359 MAIN ST, WAKEFIELD, RI 02879
Applicant Phone: (401) 515-7628 Applicant Email: NWMKITCHEN18@gmail.com

2. OWNER INFORMATION:
Owner Name: MATTHEW REAGAN Owner Phone: (401) 374-7350
Owner Address: 28 PARK AVE, SOUTH KINGSTOWN, RI 02879

3. PROJECT INFORMATION:
Physical Address: 359 MAIN STREET Assessor’s Plat: 50-3 Assessors’ Lot: 50 Zoning District: CD
PID: 5729 Required Zoning Setbacks: Front yard ____ Rear Yard ____ Side Yard Right ____ Side Yard Left ____ Corner Side Yard ____

4. APPLICATION FOR:
Special Use Permit ____ Dimensional Variance ____ Use Variance ____ Dimensional Modification by Zoning Officer ____

5. LOT SPECIFICATIONS: N/A

6. USE OF PREMISES:
Present Use: RETAIL # of families: N/A Proposed Use: RESTAURANT W/ALCOHOL # of families: N/A

7. EXISTING STRUCTURES:
Number of Existing Buildings or Structures Present: N/A
Size of Existing Structures: _____ sf; _____ sf; _____ sf; _____ sf
Distance from Property Lines of Existing Structures:

<table>
<thead>
<tr>
<th>Structure</th>
<th>Front Yard</th>
<th>Rear Yard</th>
<th>Side Yard Right</th>
<th>Side Yard Left</th>
<th>Corner Side Yard</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
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<tr>
<td>2</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
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</tr>
<tr>
<td>3</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
</tr>
<tr>
<td>4</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
<td>_____ ft.</td>
</tr>
</tbody>
</table>

8. WATER AND SOLID WASTE
Water: Town Water ____ Well ________ Other ________
Waste: Town Sewer ____ Septic ________ Other ________
9. SIZE OF PROPOSED BUILDINGS/ADDITIONS:

Height Above Grade: _______ ft. Number of Stories: _______

10. IF DIMENSIONAL RELIEF IS SOUGHT INDICATE THE DISTANCE REQUESTED:


11. PROVISION OF THE ZONING ORDINANCE FROM WHICH RELIEF IS SOUGHT:

Section and Use (if known): SECTION: 301 USE: 56.1 SECTION: 907

12. DESCRIBE THE EXTENT OF PROPOSED ALTERATIONS, STATE REASONS WHY YOU ARE REQUESTING RELIEF:

APPLICATION FOR SPECIAL USE. FIRST STEP IN LIQUOR LICENSE APPLICATION. WE'VE SOUGHT EXEMPTION FROM RI GEN LAW 3-7-19. 200' FT WITHIN A PUBLIC HOUSE OF WORSHIP. WE HAVE BEEN GRANTED EXEMPTION AFTER TESTIFYING TO SENATE. PASSED IN BOTH HOUSES. LIQUOR SALES WILL HELP OFFSET COST OF FOOD, LABOR, UTILITIES.

ZONING BOARD OF REVIEW RULES OF PROCEDURE ITEM K: "Reports from expert witnesses should be submitted with the application or ten (10) days prior to the hearing to give the Zoning Board sufficient review time. If a report is submitted at the time of the hearing, the Chairman may rule on whether the Zoning Board will continue to another meeting to give the Zoning Board time to review the reports."

Preparation of this Application and all necessary documentation is the sole responsibility of the Applicant. Town Staff's help in preparations of any facet of this applications, including abutter's list is for assistance only. The staff cannot give the applicant advice on the merits of the application nor can they render legal opinions.

The undersigned declares that the information given herein is a true statement to the best of his/her knowledge and belief.

Applicant Signature(s)

Applicant(s) Printed Name ___________________________ Date: __________________

Attorney / Other (If applicable) ___________________________ Date: __________________

Office Use Only

Received By: __________ Payment Amt. ______ Check # ______ Legal Notice Mailed: ______ Cert. Receipts Received: ______
OWNER/AUTHORIZED AGENT AUTHORIZATION FORM

The Owner/Authorized Agent Authorization Form must be completed in full and returned to the Office of the Building and Zoning Official for the Town of South Kingstown along with the Zoning Board of Review Application. Failure to submit this form will delay your application being processed.

I, Scot Hallberg, hereby certify that I am the owner/authorized agent of the property designated as Plat 51-3, Lot 50, as shown on the Town of South Kingstown Tax Assessor Maps. I further certify that I am the owner/authorized agent of the developmental rights for this property.

I hereby authorize and am in agreement with the application signed by NOW WAVE KITCHEN/MATTHEW LEWAN (applicant), for the requested relief or use of the subject property. Said application is to be submitted to the Office of the Building and Zoning Official of the Town of South Kingstown for review and decision by the Zoning Board of Review. By signing this application, the Applicant(s) and Land Owner(s) give permission to the Town of South Kingstown staff and members of the Zoning Board to enter the property individually or as a group for purposes of a site inspection.

Witness its name this 26th day of July 2023.

By: [Signature]

Signature of Owner/Authorized Agent

STATE OF RHODE ISLAND

County of Washington

In Narragansett, R.I. on the 26th day of July 2023 before me personally appeared Scot V. Hallberg (name) to me known and known by me to the party executing the foregoing instrument and acknowledged said instrument, by him/her executed to be his/her free act and deed, as Individual (individual, corporation, trustee, partnership, non-profit, etc.)

Notary Public: [Signature]

My Commission Expires: 7/6/2023

Notary Seal:

KRISTEN GIBLIN
Notary Public, State of Rhode Island
My Commission Expires JULY 01, 2026
Commission # 767397
Floor Plan ➔ New Wave Kitchen

[Where Drinks Will Be Served]

All X's (seats) indicate where drinks are to be placed.

1 = Tables
X = Seats (Total Seats = 28)
E = Entrance
TD K = To Kitchen
C = Counter (No seats available at counter)

2 = Ice Machine
3 = 3 Bay Sink
4 = Hand Sink
5 = Register
STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY
JANUARY SESSION, A.D. 2023

PUBLIC LAWS

CHAPTER 23-189

AN ACT

RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Introduced By: Senators Sosnowski, Gu, and Valverde

Date Introduced: May 15, 2023

Referred To: Senate Special Legislation and Veterans Affairs

It is enacted by the General Assembly as follows:

SECTION 1. Section 3-7-19 of the General Laws in Chapter 3-7 entitled "Retail Licenses" is hereby amended to read as follows:

3-7-19. Objection by adjoining property owners — Proximity to schools and churches.

(a) Retailers' Class B, C, N and I licenses, and any license provided for in § 3-7-16.8, shall not be issued to authorize the sale of beverages in any building where the owner of the greater part of the land within two hundred feet (200') of any point of the building files with the body or official having jurisdiction to grant licenses his or her objection to the granting of the license, nor in any building within two hundred feet (200') of the premises of any public, private, or parochial school or a place of public worship. In the city of East Providence, retailer's Class A licenses shall not be issued to authorize the sale of beverages in any building within five hundred feet (500') of the premises of any public, private, or parochial school, or a place of public worship.

(b) As used in this section, "private school" means any nonpublic institution of elementary
This act would authorize the town of South Kingstown to locating within two hundred feet (200') from the premises of schools or places of worship any retailers' Class BV license, thereby allowing the retailer to be located at 357 Main Street, Plat 56-3, Lot 50, of the applicable town of South Kingstown tax assessment map.

This act would take effect upon passage.
IN THE HOUSE OF REPRESENTATIVES
TRANSMITTED TO THE GOVERNOR
JUN 15 2023
Francis P. M. O'Gara, Clerk

IN THE HOUSE OF REPRESENTATIVES
WITHOUT SIGNATURE

RECEIVED FROM THE GOVERNOR
EFFECTIVE JUN 23 2023
IN ACCORDANCE WITH ARTICLE XV
OF AMENDMENTS AND SECTION
43-1-1 AND 43-13 OF THE GENERAL LAWS

IN THE HOUSE OF REPRESENTATIVES
RECEIVED AND ENTERED UPON THE
JUN 23 2023
CALENDAR
Francis P. M. O'Gara, Clerk

IN THE HOUSE OF REPRESENTATIVES
READ AND PASSED
JUN 12 2023

EXECUTIVE DEPARTMENT
JUN 15 2023
NO ACTION TAKEN BY THE GOVERNOR
Governer
I, Stacy DiCola, Acting Deputy Secretary of State of the State of Rhode Island hereby Certify that the foregoing is a true xerographic copy of an Act (23-S1019) entitled "An Act Relating to Alcoholic Beverages-Retail Licenses" taken from the records in this office and compared with the original Act (23-S1019) now Chapter 189 of the Rhode Island Public Laws of 2023, passed by the General Assembly in concurrence at the January session A.D. 2023, effective without the signature of the Governor the twenty-third day of June A.D. 2023 and now remaining in this office.

Proposed by: Senators Sosnowski, Gu, and Valverde

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of the State of Rhode Island this twentieth day of July, A.D. 2023

[Signature]

Acting Deputy Secretary of State
STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

AN ACT

RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Introduced By: Representatives McEntee, Spears, Tanzi, and Fogarty

Date Introduced: April 28, 2023

Referred To: House Municipal Government & Housing

It is enacted by the General Assembly as follows:

SECTION 1. Section 3-7-19 of the General Laws in Chapter 3-7 entitled "Retail Licenses"

is hereby amended to read as follows:

3-7-19. Objection by adjoining property owners — Proximity to schools and churches.

(a) Retailers' Class B, C, N and I licenses, and any license provided for in § 3-7-16.8, shall not be issued to authorize the sale of beverages in any building where the owner of the greater part of the land within two hundred feet (200') of any point of the building files with the body or official having jurisdiction to grant licenses his or her objection to the granting of the license, nor in any building within two hundred feet (200') of the premises of any public, private, or parochial school or a place of public worship. In the city of East Providence, retailer's Class A licenses shall not be issued to authorize the sale of beverages in any building within five hundred feet (500') of the premises of any public, private, or parochial school, or a place of public worship.

(b) As used in this section, "private school" means any nonpublic institution of elementary
This act would authorize the town of South Kingstown to locating within two hundred feet (200') from the premises of schools or places of worship any retailers' Class BV license, thereby allowing the retailer to be located at 357 Main Street, Plat 56-3, Lot 50, of the applicable town of South Kingstown tax assessment map.

This act would take effect upon passage.
Presented by:
1. Carole Hanigan McEntee (30)
2. Tom Secor (30)
3. Jesse Jane (31)
4. Kathleen O'Grady (35)

IN THE SENATE
Ordered to be placed upon the CONSENT CALENDAR
JUN 12 2023
Reading Clerk

IN THE SENATE
READ AND PASSED IN CONCURRENCE
JUN 14 2023
Reading Clerk

EXECUTIVE DEPARTMENT
IN ACCORDANCE WITH ARTICLE XIV
OF THE ORGANIC LAW OF THE STATE OF MICHIGAN
JUN 15 2023
John F. J. Elmer, Jr.
Secretary of State

Received JUN 15 2023
Governor
I, Stacy DiCola, Acting Deputy Secretary of State of the State of Rhode Island hereby Certify that the foregoing is a true xerographic copy of an Act (23-H6345) entitled "An Act Relating to Alcoholic Beverages-Retail Licenses" taken from the records in this office and compared with the original Act (23-H6345) now Chapter 188 of the Rhode Island Public Laws of 2023, passed by the General Assembly in concurrence at the January session A.D. 2023, effective without the signature of the Governor the twenty-third day of June A.D. 2023 and now remaining in this office.

Proposed by: Representatives McEntee, Spears, Tanzi, and Fogarty

In Testimony Whereof, I havehereunto set my hand and affixed theSeal of the State of Rhode Island this twentieth day of July, A.D. 2023

Acting Deputy Secretary of State