

THE CHARTER

PREAMBLE

The people of the Town of North Smithfield, in order to secure the right of self-government in all local matters, pursuant to the provisions of the Constitution of the State of Rhode Island and Providence Plantations, do adopt and establish this charter.

ARTICLE I. BASIC PROVISIONS

Sec. 1. Municipal body.

The inhabitants of the Town of North Smithfield, within the corporate limits as now or hereafter established, shall continue to be a municipal body politic and corporate in perpetuity.

Sec. 2. Form of government.

The form of town government provided by this charter shall be the administrator-council form of government. Subject only to the limitations imposed by the state constitution and by this charter, all powers of the town shall be vested in an elected town council which shall enact local legislation, and in an elected town administrator who shall be responsible for the execution of the laws and the administration of the town government.

(Amend. of 11-2-2010)

Sec. 3. Local self-government.

The town shall have all powers of local self-government and home rule and all powers possible for a town to have under the constitution of this state, together with all the implied powers necessary to carry into execution all the powers granted. The town shall have such additional powers as now or hereafter may be granted to the town by the laws of the state. All powers of the town shall be exercised in the manner prescribed by this charter, or if not so prescribed, then in such manner as shall be provided by ordinance or resolution of the council.

Sec. 4. State law.

The laws of the state not inconsistent with this charter, except those superseded by or declared inoperative by ordinance or resolution of the council, shall have the force and effect of ordinances of the town.

Sec. 5. Ordinance.

In the event of conflict between any town ordinance or resolution and any law of the state, other than a law enacted in conformity with the powers reserved to the General Assembly by the constitution and except in regards to questions of health, education and police power, the provisions of the town ordinance or resolution shall prevail and control.

(Amend. of 11-4-75)

Sec. 6. Property.

The town may acquire property within or without its corporate limits for any municipal purpose, in fee simple or any lesser interest or estate, by purchase, gift, devise, lease or condemnation, and may sell, mortgage, hold, manage and control such property as its interest may require.

Sec. 7. General powers.

The town shall have and may exercise all local and municipal powers, functions, rights, privileges and immunities of every name and nature whatsoever unless otherwise prohibited by the constitution of the state or by this charter. The enumeration of particular powers by this charter shall not be deemed to be exclusive, and in addition to the powers enumerated therein or implied thereby, or appropriate to the exercise of such powers, it is intended that the town shall have and may exercise all powers which, under the constitution of the state, it would be competent for this charter specifically to enumerate.

Sec. 8. Legislative powers.

The town shall have power to adopt and amend local laws and ordinances relating to its property, affairs and government. The legislative powers of the town shall be vested in the town council.

(Amend. of 11-2-2010)

Sec. 9. Contracts with other bodies.

The town may enter into a contract or cooperative agreement with the federal government, with the state, or with any political subdivision thereof for the performance of any services and the use of any facilities.