

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DEPARTMENT OF BUSINESS REGULATION  
1511 PONTIAC AVENUE  
BUILDINGS 68-69  
CRANSTON, RI 02920**

IN THE MATTER OF :  
 : **DBR No. 14AS003**  
563 HAMMET ROAD, COVENTRY, RI :

**CONSENT ORDER**

It is hereby agreed by and between the Department of Business Regulation (“Department”) and Alfred Chatelle (“Respondent”) as follows:

1. The Respondent operates Arc Excavation Construction and Premier Tree Service, LLC at 563 Hammet Road, Coventry, Rhode Island (the “Premises”).
2. On September 4, 2014, the Department’s Chief Public Safety Inspector observed nine (9) unregistered vehicles on the Premises.
3. On October 21, 2014, the Department issued an Order to Show Cause Why Cease and Desist Order Should Not Issue, Notice of Hearing, and Appointment of Hearing Officer, alleging Respondent was operating an unlicensed salvage yard on the premises.
4. Pursuant to R.I. Gen. Laws § 42-14.2-1(b) “Auto wrecking yard” or “auto salvage yard,” “means land upon which a person, firm, corporation, or association destroys, junks, dismantles, or stores for later dismantling or destruction motor vehicles or parts thereof, and may engage in the sale of used motor vehicle parts, or scrap therefrom.”
5. During the course of settlement negotiations, Respondent represented that seven (7) of the nine (9) unregistered vehicles were operational commercial vehicles used in the course of the Respondent’s lawful excavation and tree removal

businesses which are covered by a two million dollar (\$2,000,000) general liability insurance policy. The Department does not consider those vehicles “junk” vehicles.

6. The Respondent agrees that any unregistered vehicles in excess of two personally-owned unregistered vehicles that are brought to the Premises will be either a) enclosed in a permanent building structure or b) qualify as operational commercial vehicles used in the course of the Respondent’s lawful excavation and tree removal businesses which are covered by a two million dollar (\$2,000,000) general liability insurance policy.
7. The Respondent agrees that it will not engage in any auto wrecking yard or auto salvage yard activity, as defined in R.I. Gen. Laws § 42-14.2-1(b), without first obtaining a license from the Department as required by R.I. Gen. Laws § 42-14.2-3.
8. Without admission of wrongdoing and without agreeing to submission to the Department’s jurisdiction, the Respondent agrees to pay the Department \$100.00, solely to cover the cost of investigation and not as a fine. Said amount shall be payable by check or money order to the General Treasurer, State of Rhode Island.
9. By signing this Consent Order, Respondent voluntarily waives any right to an administrative hearing or appeal to Superior Court under the Rhode Island Administrative Procedures Act, R.I. Gen. Laws § 42-35-1 *et seq.*
10. If Respondent fails to abide by the requirements of this Consent Order, the Department may initiate further administrative proceedings against the Respondent.

For the Department:

For the Respondent:

Maria D'Alessandro  
Date: 7/30/15  
Maria D'Alessandro  
Deputy Director of Commercial  
Licensing, Racing and Athletics  
and Securities

Alfred Chatelle Jr  
Date: 7-24-15  
Alfred Chatelle  
563 Hammet Road  
Coventry, RI

RECOMMENDED BY:

Catherine Warren  
Date: 7/31/15

Catherine Warren, Esq.  
Hearing Officer

**ORDER**

I have read the Consent Order as agreed to by and between the parties in the above captioned matter and I hereby take the following action:

Approve

Reject

Dated: 8/4/15

Macky McCleary  
Macky McCleary  
Director

ENTERED as Administrative Order No. 15-32 on the 5<sup>th</sup> day of August,  
2015.