

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 344

Approved May 22, 1977

RESOLVED, DECREED AND ORDERED:

That the following portion of named street as shown as cross-hatched area on the accompanying Plan entitled, "Providence, R.I., P.W. Dept. - Engineering Office, Street Line Section, Plan No. 063955, dated January 28, 1976, revised May 5, 1977",

viz:

to abandon as a Public Highway, that portion of Russell Street, starting at a point Two Hundred Eighty-Six and 67/100 Feet, more or less (286.67±) from Elmwood Avenue to Melrose Street, depicted on the above noted and accompanying plan as cross-hatched area, having ceased to be useful to the public and the same is proposed to be abandoned as a Public Highway, subject to granting of Right-of-Way easements to the Water Supply Board of the City of Providence; New England Telephone; the Narragansett Electric Company and Providence Gas Company, and the damage to the abutters is appraised at nothing and so awarded, and it is further

ORDERED, that the Director of Public Works, be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

ORDERED, that after the entry of this order or decree, the City Clerk shall cause a notice, thereof, to be published in a newspaper published in the County of Providence at least once a week for three successive weeks, and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

IN CITY COUNCIL
MAY 16 1977
READ AND PASSED

Robert J. Dutton
PRES.
William Cooper
CLERK

APPROVED

MAYOR

Wanda G. G. G.
MAY 22 1977

100 3 1 YA

[Faint handwritten notes and markings]

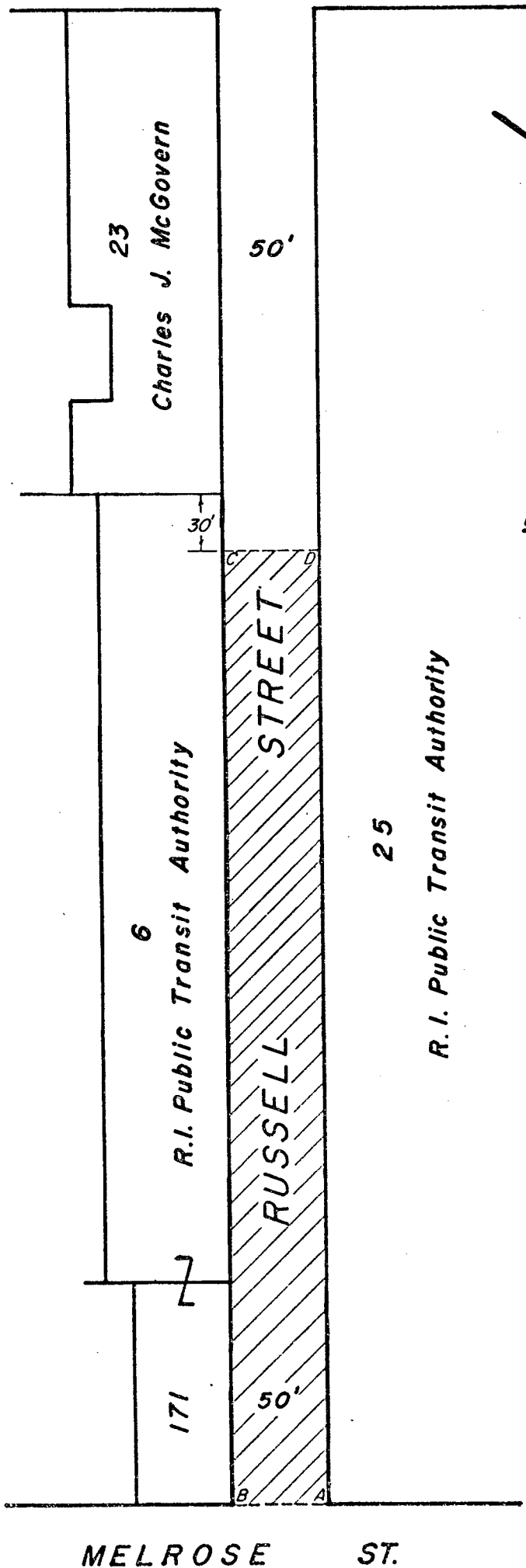
**THE COMMITTEE ON
PUBLIC WORKS**

Approves Passage of
The Within Resolution

Committee Report
May 9, 1977 Clerk

ELMWOOD AVE.

PROVIDENCE, R. I.
P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. 063955
Date January 28, 1976



Note:

Cross-Hatched Area (A-B-C-D-A) Indicates Proposed Abandonment.

CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing Proposed Abandonment
Drawn by J.A.M. Checked by A.P.
Scale 1"=60' Date 1-28-76
Corrected by J. J. Frazier Associate Engineer
Approved Joseph J. Camp Chief Engineer

Lot Numbers From Assessor's Plat 60

Revised - May 5, 1977

768
H-96

JOHN A. DOHERTY, *Chairman*
EARL H. ASHLEY
ALFRED T. CICCONE
ROBERT F. HOWARD
RAYMOND COLA
VINCENT J. CIRELLI
VINCENT T. IZZO, *Ex-Officio*

WATER SUPPLY BOARD

CITY OF PROVIDENCE, R. I. 02908
552 ACADEMY AVENUE

JOHN E. ROGERS P.E.
Chief Engineer
JOHN H. SEITES P.E.
Deputy Chief Engineer
WILLIAM I. MATZNER
Legal Advisor
JAMES A. LOMBARDI
Secretary

August 17, 1976

Councilman Lawrence K. Flynn, Chairman
Committee on Public Works
City Clerk's Office, City Hall
Providence, Rhode Island

RE: Abandonment of a portion of Russell Street

Dear Councilman Flynn:

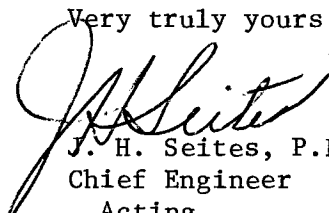
On August 6, 1976, this department received from the City Clerk a memorandum and a copy of a Petition to abandon as a public highway that portion of Russell Street between Elmwood Avenue and Melrose Street.

The depreciated reproduction value for the water main, appurtenances and services to be abandoned is as follows:

667 \pm ft. of 6" C.I. Main	\$5,675.99
1 - Post Hydrant	606.27
1 - Gate Valve	123.00
Cut, plug, strap and bulkhead	270.00
Blow-off assembly	150.00
1 - 1 $\frac{1}{2}$ " Copper service	300.00
	<u>\$7,125.26</u>
Overhead	<u>1,282.55</u>
	\$8,407.81

We respectfully request that your committee take no action on the petition of the R. I. Public Transit Authority, 265 Melrose Street, Providence, R. I., until the above amount is paid. We are filing a bill in the City Clerk's office in the above amount and will notify the Public Works Department when payment is received.

Very truly yours,


J. H. Seites, P.E.
Chief Engineer
Acting

ms

CC: Mr. James A. Lombardi
Administrative Assistant

JOHN A. DOHERTY, *Chairman*
EARL H. ASHLEY
ALFRED T. CICCONE
ROBERT F. HOWARD
RAYMOND COLA
VINCENT J. CIRELLI
VINCENT T. IZZO, *Ex-Officio*

WATER SUPPLY BOARD

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WILLIAM I. MATZNER
Legal Advisor
JAMES A. LOMBARDI
Secretary

October 8, 1976

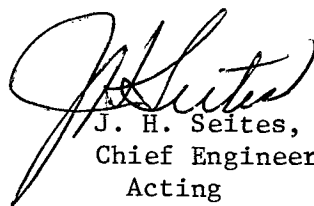
Councilman Lawrence K. Flynn, Chairman
Committee on Public Works
City Clerk's Office, City Hall
Providence, Rhode Island

RE: Abandonment of a portion of Russell Street

Dear Councilman Flynn:

In a letter dated August 17, 1976 this department requested that your committee take no action on the subject matter until the Water Supply Board is assured of payment (\$8,407.81), for the relocation of its mains and appurtenances. In lieu of payment, The Water Supply Board will accept a permanent easement in order to repair, replace or install water mains.

Very truly yours,


J. H. Seites, P.E.
Chief Engineer
Acting

ms

cc: Mr. James Lombardi
Administrative Assistant

R. I. Public Transit Authority
265 Melrose Street
Providence, R. I. 02907
Att: James H. Graebner
Resident General Manager



RHODE ISLAND PUBLIC TRANSIT AUTHORITY, 265 Melrose Street
Providence, Rhode Island 02907 401-781-9400

IN CITY COUNCIL

AUG 5 1976

FIRST READING

REFERRED TO COMMITTEE ON

PUBLIC WORKS

Vincent Vespa
CLERK

July 27, 1976

Mr. Vincent Vespa
City Clerk
CITY HALL
Providence, Rhode Island

Dear Mr. Vespa:

The purpose of this letter is to formally petition the City of Providence to abandon as a public thoroughfare a portion of Russell Street, between Melrose Street and Elmwood Avenue, all within the boundaries of the City of Providence, for the reasons cited below.

Predecessors of the Rhode Island Public Transit Authority began operating transit vehicles from the Elmwood Division in 1901. Since that time the facility has serviced streetcars, trackless trolleys and currently is the sole operating division in the metropolitan Providence area. Attachment #1 shows the location of the site as it relates to the adjacent street pattern and land usage in the vicinity.

Attachment #2 shows the present layout of the site. The area bounded by Elmwood Avenue, Thackeray Street, Melrose Street, and Russell Street contains a bus storage facility, maintenance garage, and offices. The smaller area between Russell Street and Longfellow Street provides queuing space for buses, temporary storage of bad-order coaches, employee parking and maneuvering room. It is important to note that the major maintenance bays face Russell Street, and are, in fact, right at the building line. Thus, buses entering or leaving any of the maintenance bays interfere with traffic, as do parked coaches moving to and from the service island. Over the years this has resulted in a somewhat de facto abandonment of Russell Street by regular vehicular traffic. However, at present the street is still technically a public way, and thus possesses major potential for serious accidents.



Mr. Vincent Vespia
Page 2
July 27, 1976

Accordingly, the Rhode Island Public Transit Authority respectfully petitions the City of Providence for abandonment of Russell Street. This will result in a property layout as shown in Attachment #3. We have received concurrences in this request from the utilities which currently use this right-of-way, as well as from the owner of the other property abutting the street. These concurrences are listed below and copies of same are attached to this letter.

TABLE 1

LIST OF CONCURRENCES

Attachment 4	-	Providence Gas Company
Attachment 5	-	Narragansett Electric Company
Attachment 6	-	New England Telephone
Attachment 7	-	Inskip Motors, Inc.

The Rhode Island Public Transit Authority believes that the granting of this petition will be in the best interest of the City of Providence and will provide improvements to public safety and welfare as set forth below.

1. As noted above, present usage of the land abutting Russell Street involves the extensive maneuvering of 167 buses serviced by the Authority. Closure of the street would eliminate potential hazardous conflicts between bus and auto traffic movements.

2. In the area between Elmwood Avenue and Melrose Street, Russell Street has neither sidewalks nor curbs, and existing buildings occupy space right up to the building line. Accordingly, pedestrian travel is also very hazardous, particularly in the case of youngsters on their way to and from school.

3. Because of the present site configuration, it is impossible to provide adequate security in terms of fencing and gates for RIPTA equipment and facilities. Thus, the garage and adjacent areas constitute an "attractive nuisance" to neighborhood youngsters. It is the intent of RIPTA, assuming the instant petition is granted, to install proper security fencing and gates at the perimeter of its property including present Russell Street, so as to prevent unauthorized access and thus lessen potential for vandalism and serious accidents to trespassers.

4. Finally, RIPTA intends to repave both its presently existing parking area south of Russell Street, and Russell Street



Mr. Vincent Vespia
Page 3
July 27, 1976

itself, assuming this petition is granted. This project would improve the appearance of this area and would relieve the City of this responsibility.

In conclusion, the Rhode Island Public Transit Authority feels that the granting of this petition to abandon Russell Street between Melrose Street and Elmwood Avenue would result in a more efficient public transit operation and would improve public safety in the area. Further, there appears to be no adverse impacts inherent in such abandonment. Accordingly, the Rhode Island Public Transit Authority respectfully requests concurrence by the City of Providence in this petition.

Should you have questions or desire additional data in considering this request, please contact the undersigned.

Yours sincerely,

THE COMMITTEE ON

PUBLIC WORKS

Recommends

Be Continue

Clerk

JHG:js
Enclosures

John 12, 1977 R.I. PUBLIC TRANSIT AUTHORITY

James H. Graebner
James H. Graebner
Resident General Manager

THE COMMITTEE ON
PUBLIC WORKS

Recommends

Be Continue

Clerk

DEPARTMENT OF CITY CLERK
RECEIVED

AUG 8 1976

Vincent Vespia

CITY CLERK OF PROVIDENCE, R.I.

Pol. By CK # 22871
Amt # 35.00

THE COMMITTEE ON
PUBLIC WORKS

Recommends

Be Continue

Clerk

THE COMMITTEE ON
PUBLIC WORKS

Recommends

Be Continue

Clerk

THE COMMITTEE ON
PUBLIC WORKS

Recommends
Be Continued

Clerk

Feb. 15, 1977

THE COMMITTEE ON
PUBLIC WORKS

Recommends
Be Continued

Clerk

3/26/77

NO JURY TRIAL OF
THE COMMITTEE ON
PUBLIC WORKS

APR 2 8 34

Attachment #2
Present Layout

37
123,714

[illegible]

THACKERAY ST

25
166,287

R U ¹⁰¹ S S E L L S T.

[illegible]

LONGFELLOW ST

101
84,675

186
86,135

5
103,887

LONGFELLOW TERRACE

Attachment #3
Proposed Layout

[illegible]

750
100

25
166,284

101
R U S S E L L ST.

[illegible][illegible]

37-9 33-5 29-3, 25
LONGFELLOW

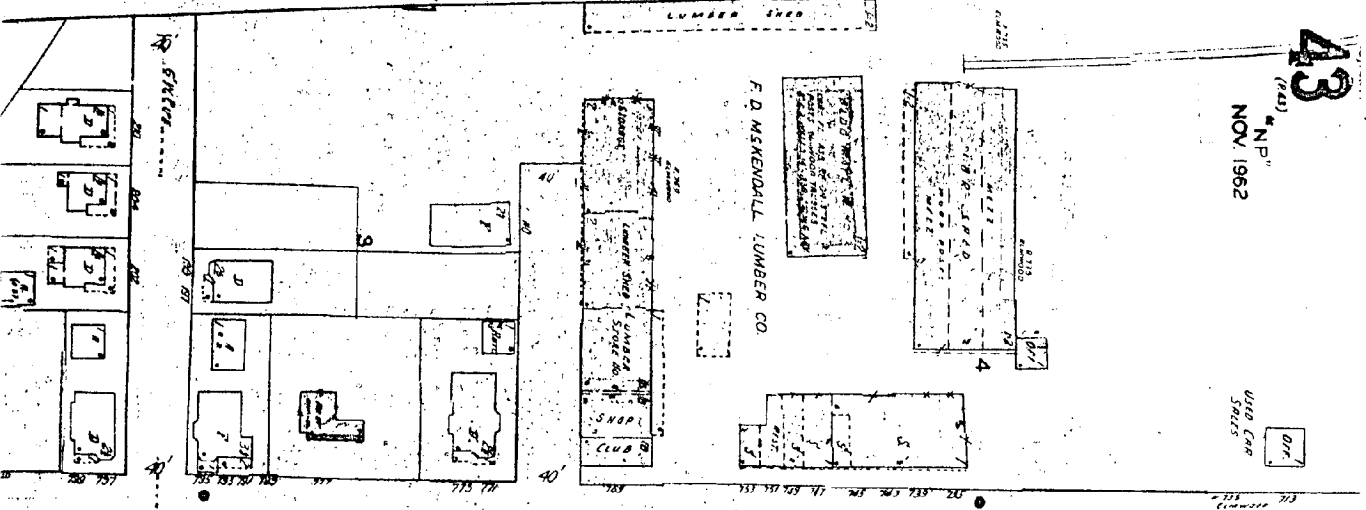
STREET:

2. 3. 4. 5. 6. 7.

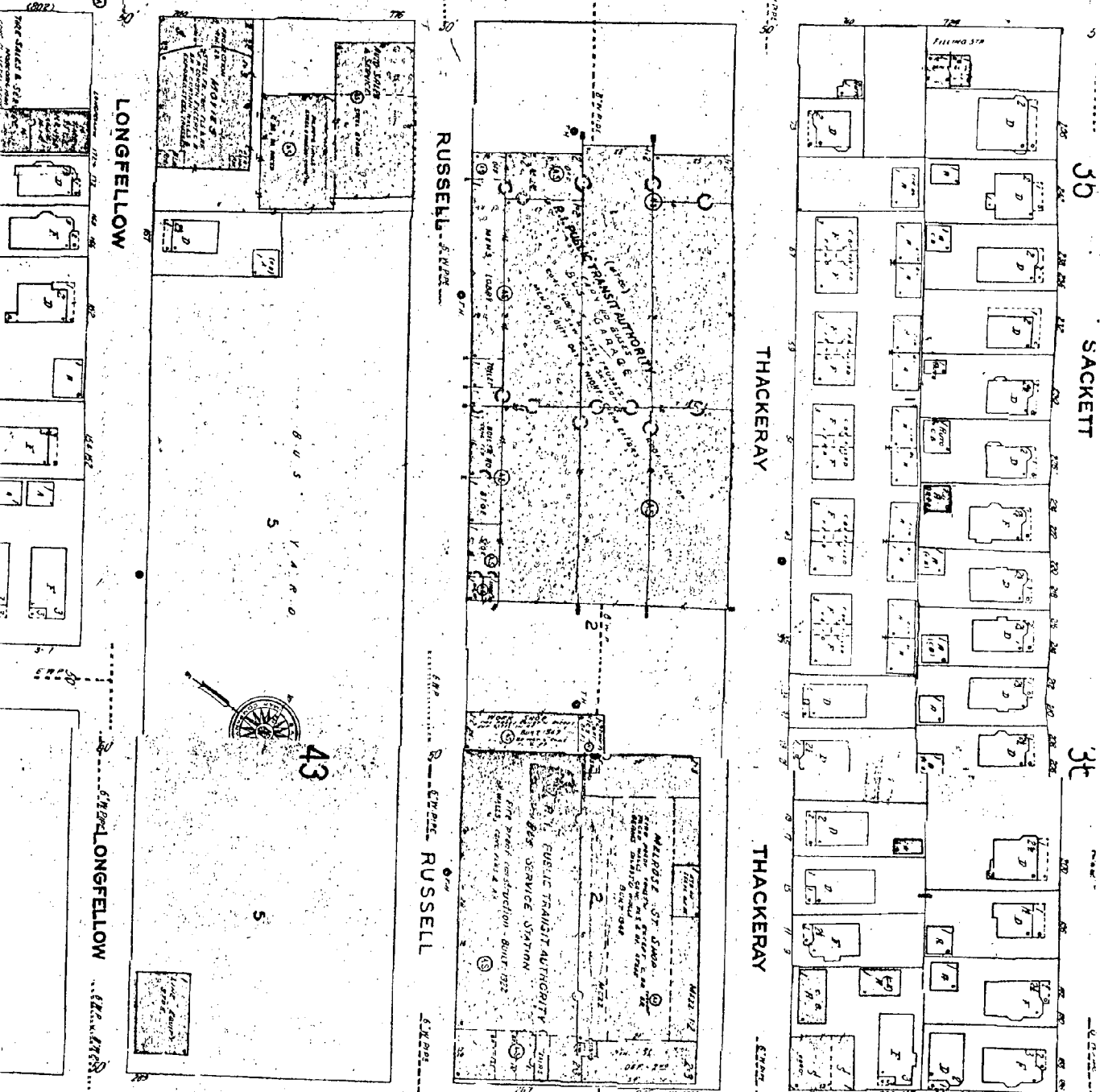
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(HEAD) "N.P."
NOV 1962

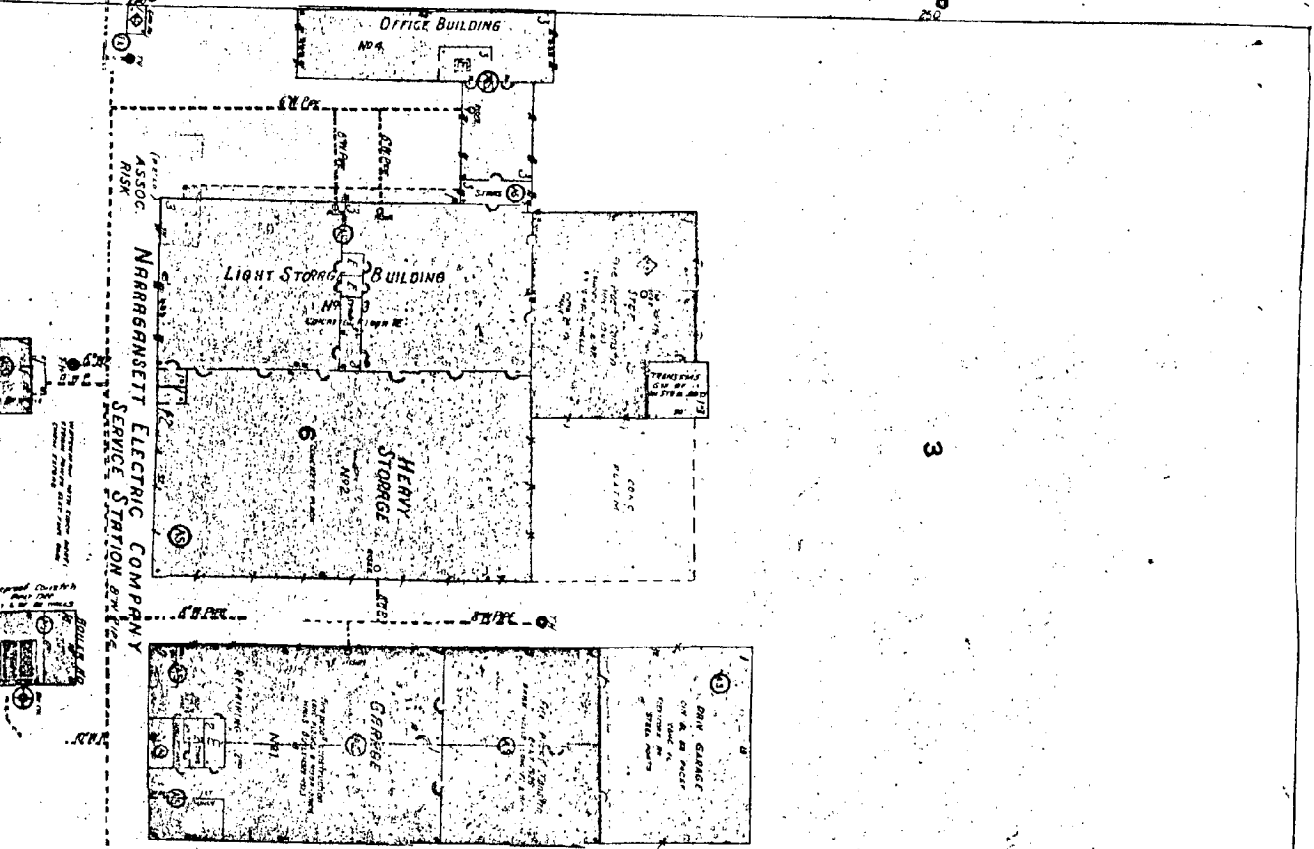
UNIT CAR
STOPS



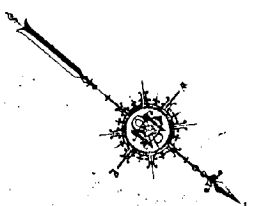
ELMWOOD AV.



MELROSE



SACKETT



PROVIDENCE GAS COMPANY

L. R. HAMPTON
PRESIDENT

100 WEYBOSSET ST.
PROVIDENCE, R.I. 02901

Attachment #4

February 4, 1976

Concurrence

Mr. J. V. Farrell
Superintendent of Bus Operations
Rhode Island Public Transit Authority
265 Melrose Street - P. O. Box 2816
Providence, Rhode Island 02907

Dear Mr. Farrell:

Subject: Abandonment of Russell Street

In response to your letter of January 22nd regarding the possible petition for abandonment of Russell Street, you have struck a sensitive cord.

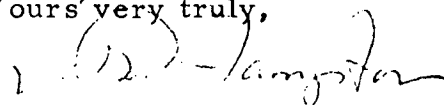
First of all, the Company has a 20" transmission main that feeds from our Allens Avenue Plant via various streets to the Auburn section of Cranston. This main is installed on Melrose Street and feeds through Russell Street, then crosses Elmwood Avenue and runs under the old New York Central railroad bed, by easement, to Narragansett Avenue. There is also a 6" low pressure main installed in Russell Street for a distance of about 67' east of the building line of Elmwood Avenue.

A relocation of these facilities would be both difficult and extremely impractical since approximately 1,200 feet of large diameter main is involved in a very highly developed neighborhood.

The Company would not object to the abandonment of Russell Street, however, provided a suitable easement was drawn which provided for proper access for future maintenance and prohibited any permanent construction over the existing mains or in their close proximity which would inhibit proper access for periodic maintenance.

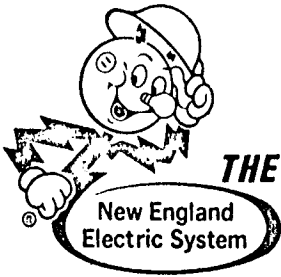
I trust this is the information you seek. If there are any other questions, please feel free to contact me.

Yours' very truly,


Louis R. Hampton
President

LRH:emr

Concurrence



THE NARRAGANSETT ELECTRIC COMPANY

280 Melrose Street, Providence, Rhode Island 02901

January 30, 1976

J. V. Farrell, Supt. of Bus Operations
Rhode Island Public Transit Authority
265 Melrose Street
P. O. Box 2816
Providence, Rhode Island 02907

Dear Mr. Farrell:

The Narragansett Electric Company has no objection to the proposed abandonment of Russell Street, in Providence, Rhode Island, as stated in your letter dated January 22, 1976, provided an easement deed is granted to cover the existing facilities.

These facilities, consisting of overhead and underground lines, are an important part of the electrical service to the immediate area, including service to the R. I. P. T. A. Removing or relocating these lines would be an extremely costly project.

Enclosed is a form of letter, which has been used in past street abandonments, whereby the petitioner agrees to grant the necessary rights to cover the existing facilities. If this meets with your approval, please copy same on R. I. P. T. A. stationery, have it signed by a proper official and return same to me.

I have also enclosed, for your information, a copy of a plan showing Narragansett's facilities in Russell Street.

Very truly yours,

E. J. Hayes
Senior Field Right of Way Agent

EJH:1

Enclosures

Attachment #6

Concurrence



**New England
Telephone**

100 New England Way
Warwick, Rhode Island 02886

January 27, 1976

Mr. J. V. Farrell
Superintendent of Business Operations
R.I. Transit Authority
265 Melrose Street
Providence, Rhode Island 02907

Dear Mr. Farrell,

I have made a field check of Russell Street in the City of Providence, and the Telephone Company does not have any plant on the street. I have also checked our records and we do not own any of the poles. The only thing we have is a starter duct turned into the street from our conduit run on Elmwood Avenue which is below ground and is not used.

Therefore, we would not have to relocate any plant and as long as the Transit Authority controls the adjacent property as well as the street, the Telephone Company has no objection to the abandonment of Russell Street.

If I can be of any further assistance, I can be reached at 738-9968,

Very truly yours,

Thomas F. Casserly
Outside Plant Manager-Engineering

TFC/amb



Attachment #1

Concurrence

RHODE ISLAND PUBLIC TRANSIT AUTHORITY 265 Melrose Street • P. O. Box 2816 • Providence, R. I. 02907 • Tel. 781-9400

HERBERT C. WELLS, JR., Chairman SAMUEL C. KAGAN, Vice Chairman WILLIAM A. CASTRO CORNELIUS F. BARRY PAUL J. FOURNIER BRUCE R. RUTTENBERG, Secretary H. G. DARELIUS, Treasurer

April 21, 1976

Mr. George Jacobson
General Manager
INSKIP MOTORS INC.
776 Elmwood Avenue
Providence, RI 02907

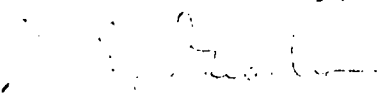
Dear Mr. Jacobson: 0

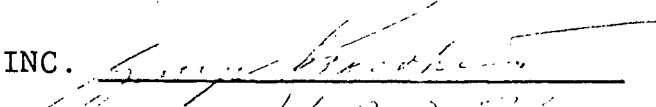
Per our conversation a while back and our meeting on the subject of the abandonment of Russell Street, we would propose that the City of Providence abandon Russell Street from Melrose Street to Elmwood Avenue, provided that present access to your shop and rear parking lot would be maintained as at present. Gates to be supplied by RIPTA to provide more security for its property would be located on the Melrose Street side with one additional gate to be located to the east of your rear-most gate. All present utilities would remain exactly as they are, and the various utility agencies would be given appropriate easements for maintenance and other purposes.

If these arrangements are satisfactory to you, please sign one copy of this letter and return it to me.

Your cooperation will be deeply appreciated.

Yours sincerely,


James H. Graebner
Resident General Manager

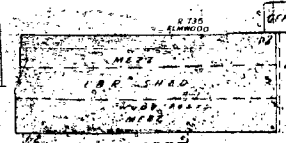
Accepted for INSKIP MOTORS INC. 

Date: 11.22.76

NATIONAL CITY

MANAGEMENT COMPANY: JAMES H. GRAEBNER, Resident General Manager • RUSSELL H. WEITZEL, Equipment Maintenance • J. VINCENT FARRELL, Bus Operations

USED CAR
SALES



F.D. MCKENDALL LUMBER CO.

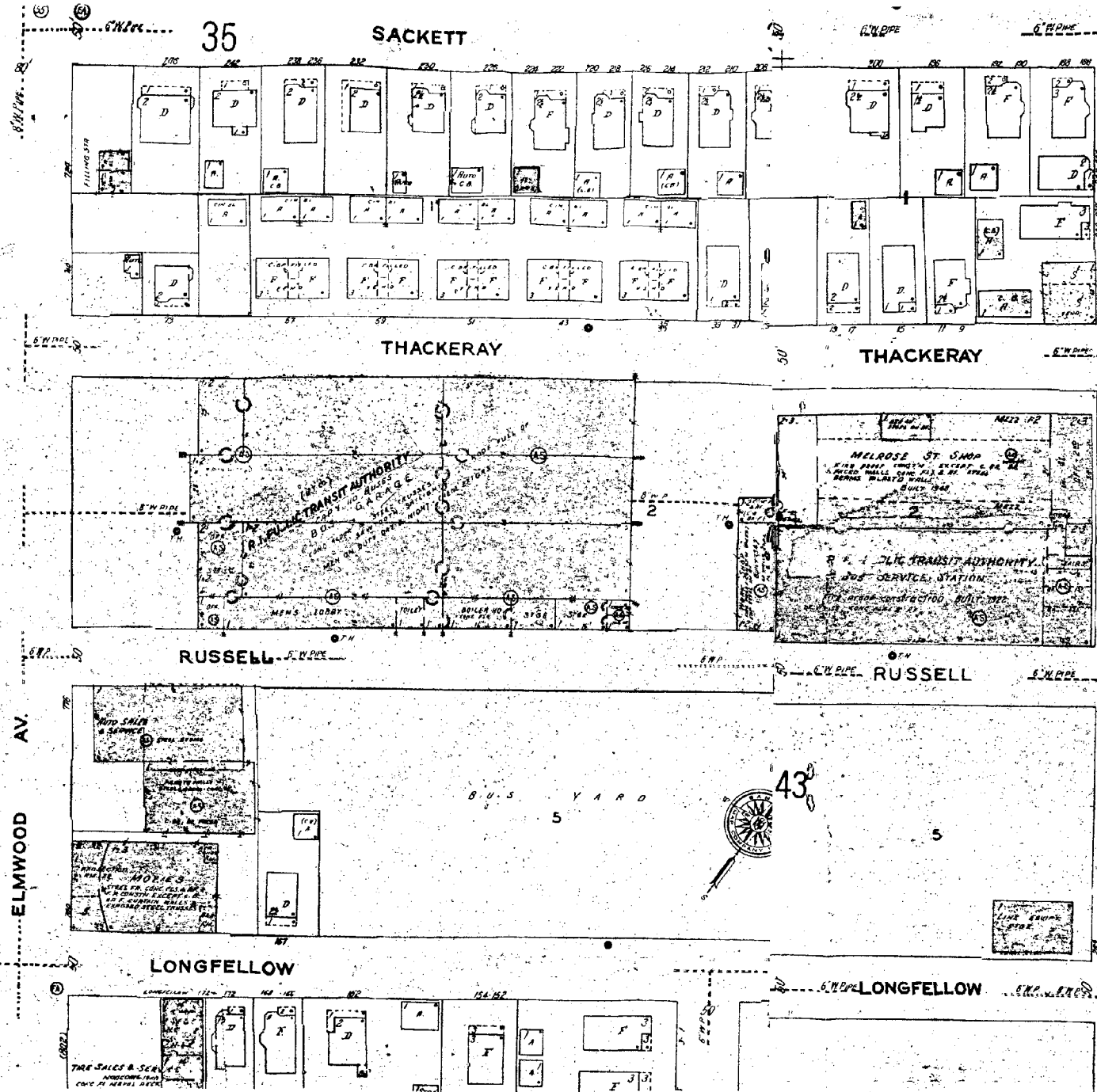
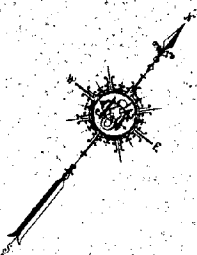
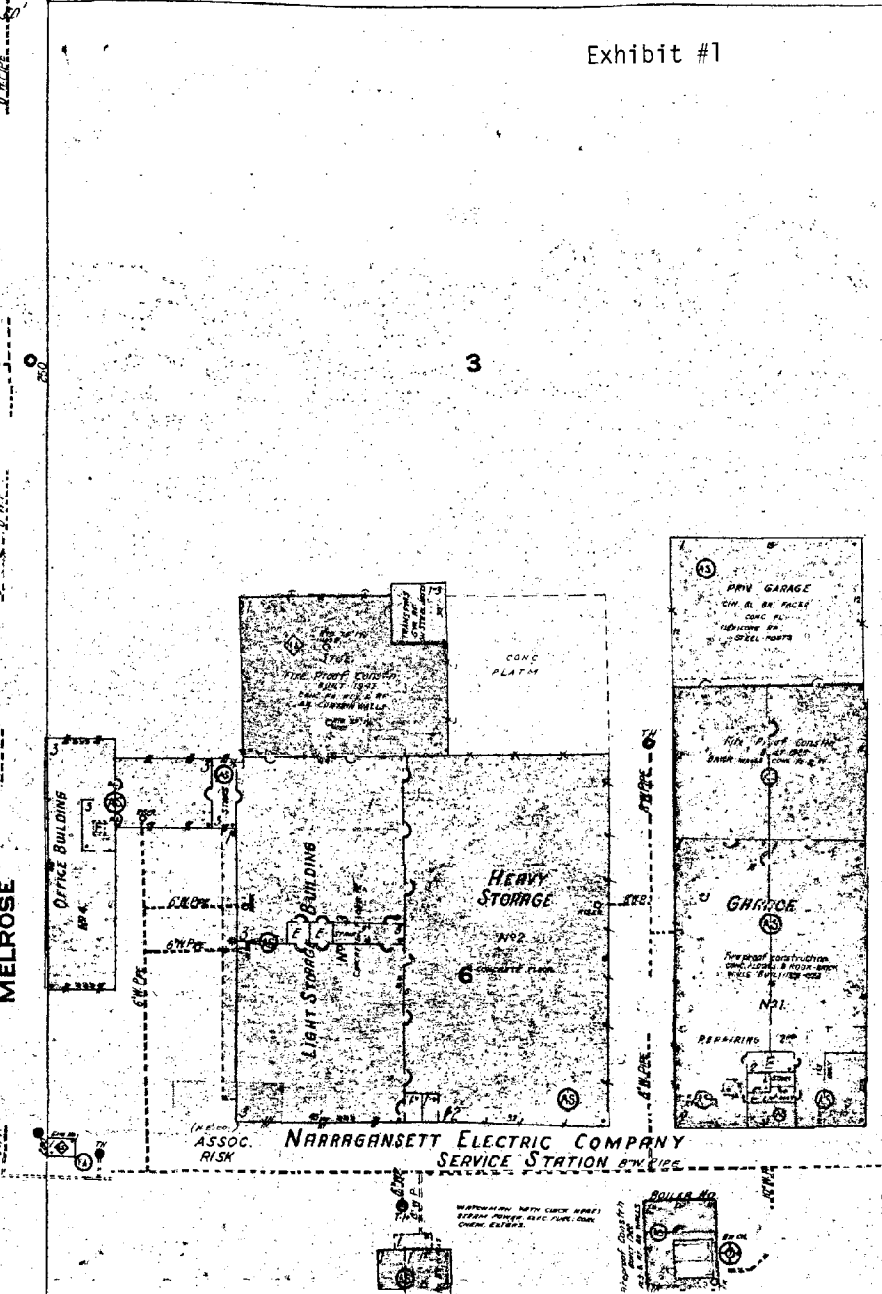
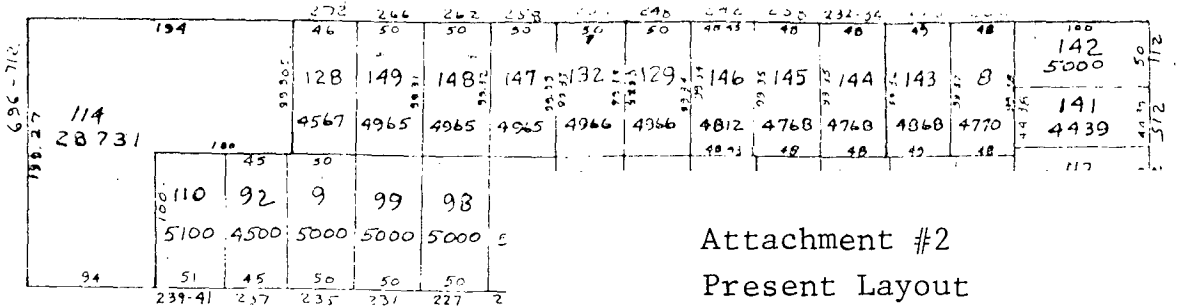
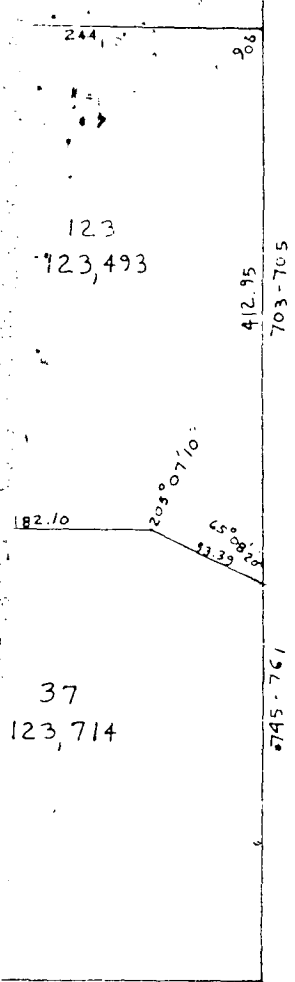
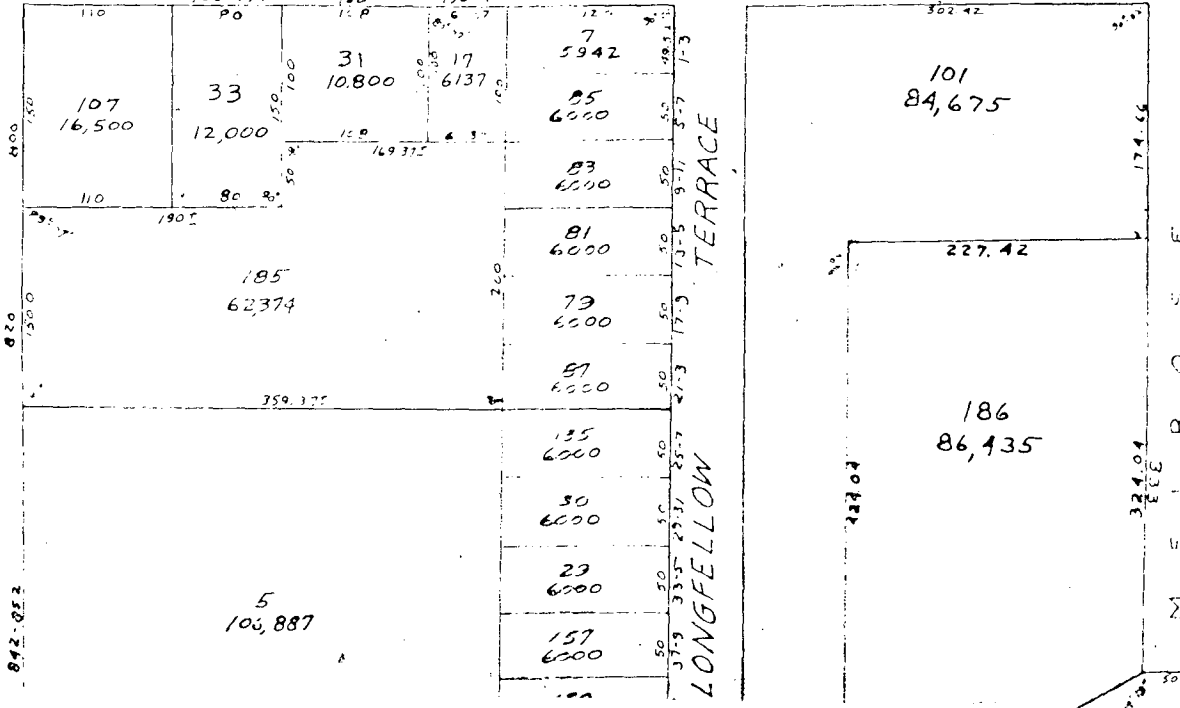
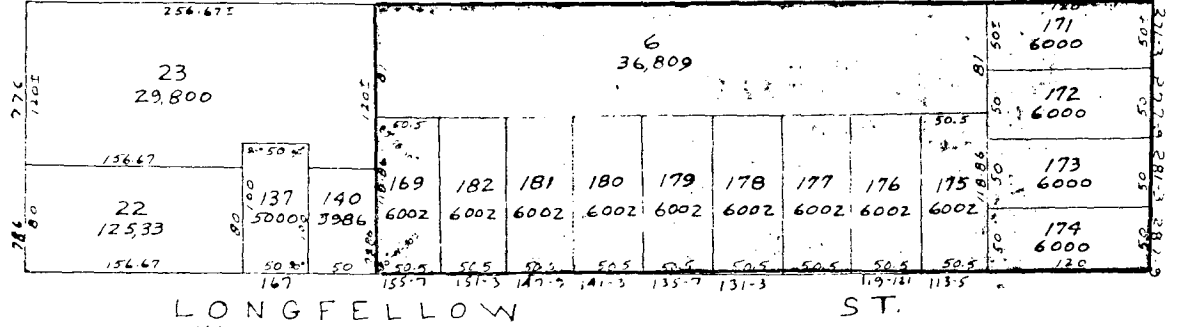
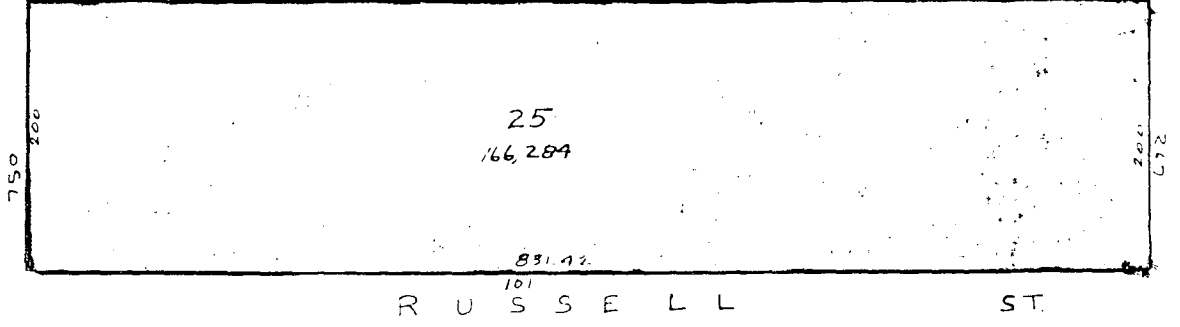
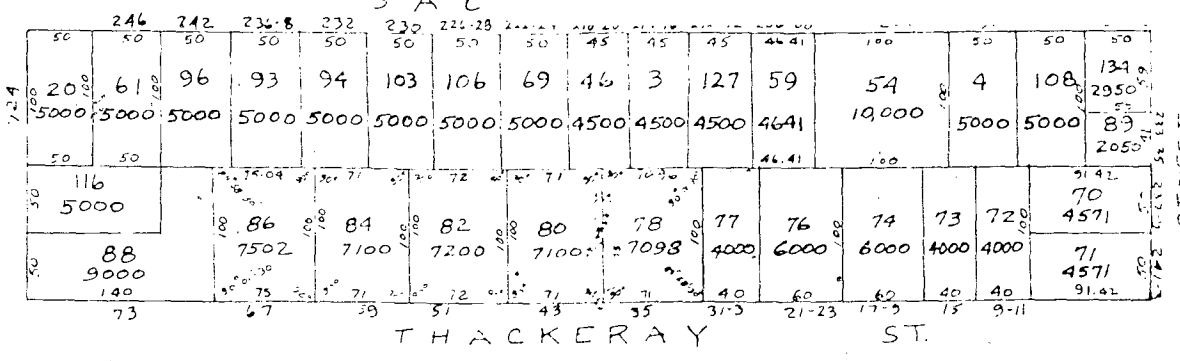
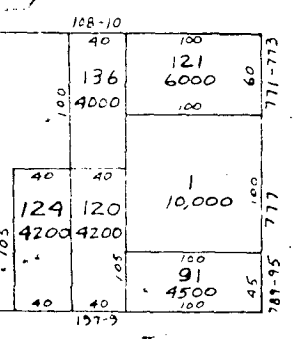


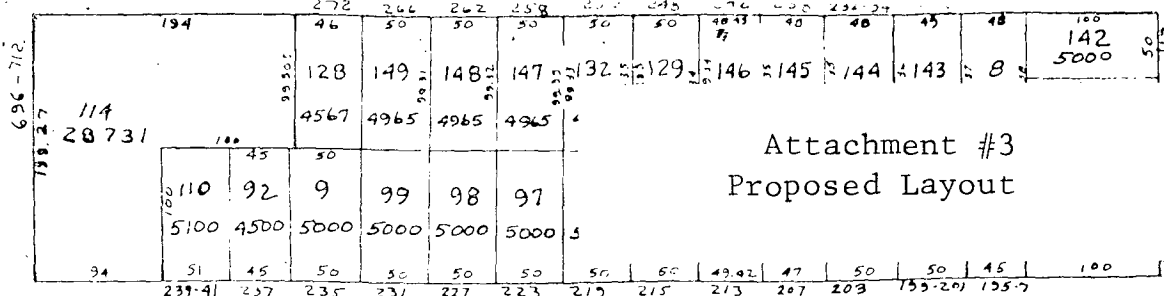
Exhibit #1



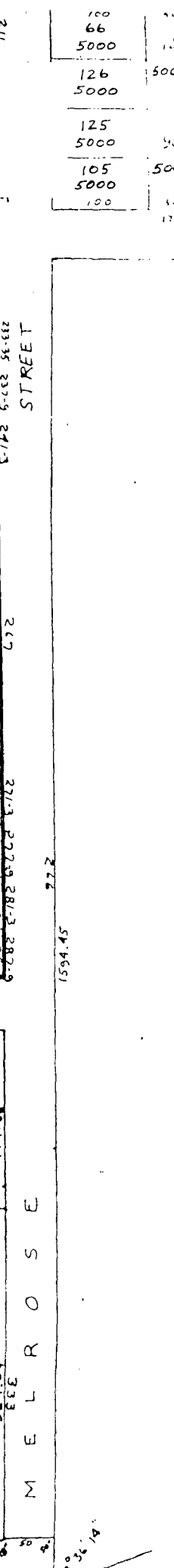
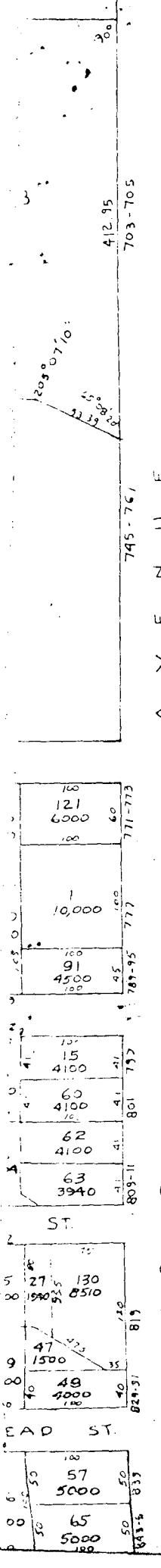
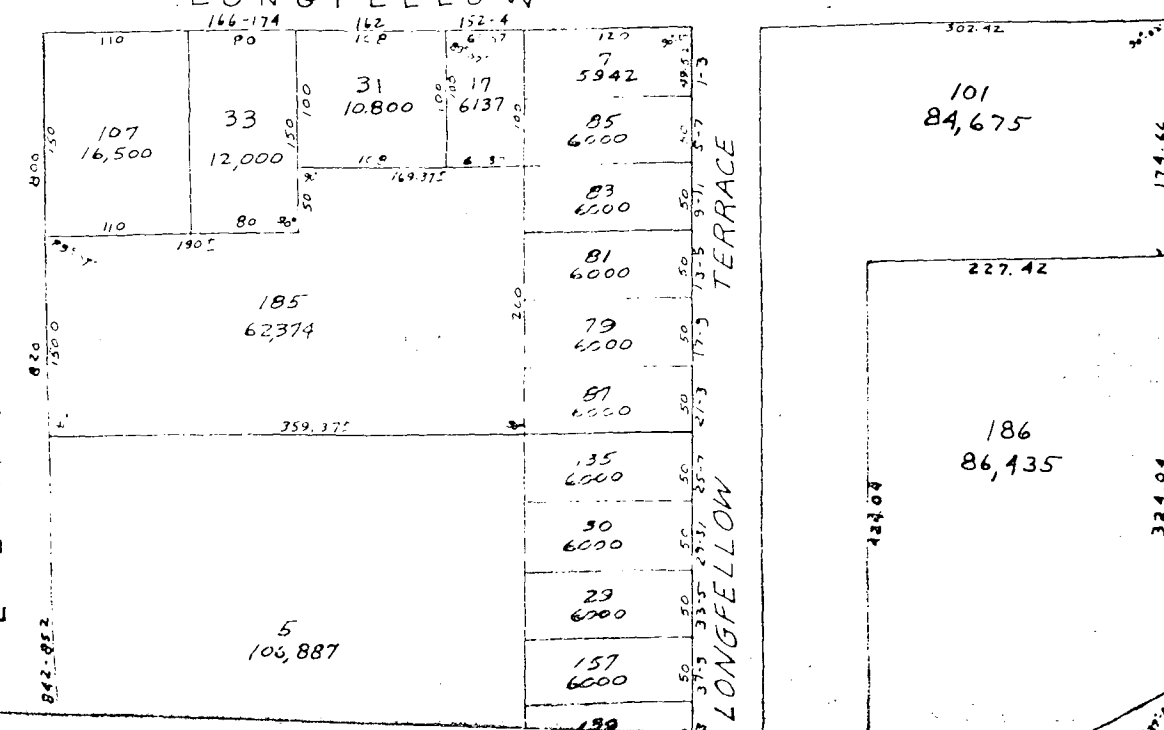
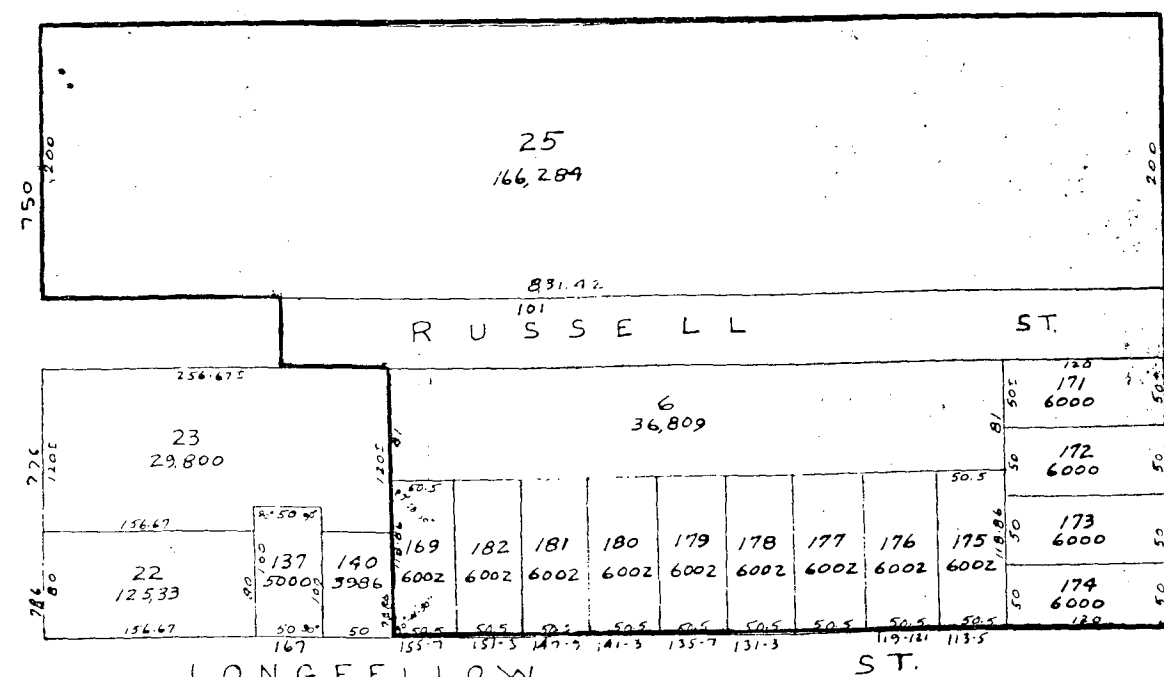
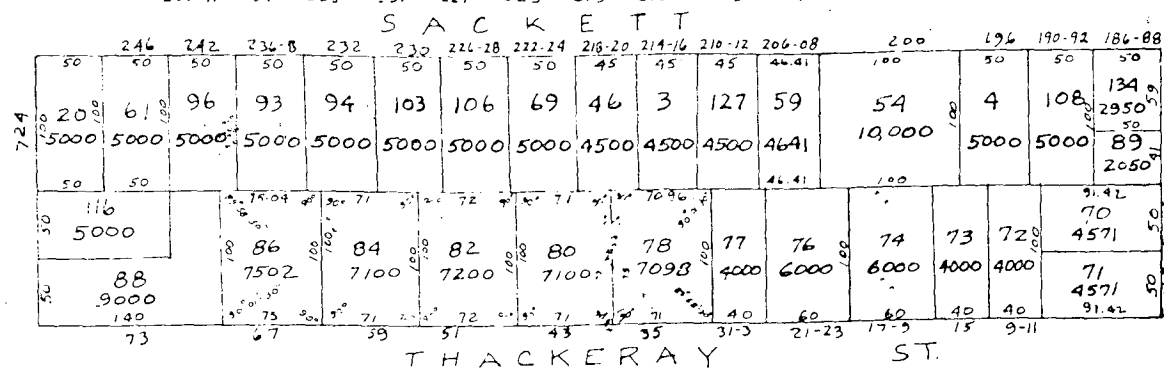


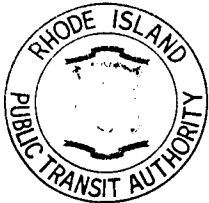
Attachment #2
Present Layout





Attachment #3
Proposed Layout





Attachment #7

Concurrence

RHODE ISLAND PUBLIC TRANSIT AUTHORITY 265 Melrose Street • P. O. Box 2816 • Providence, R. I. 02907 • Tel. 781-9400

HERBERT C. WELLS, JR., Chairman SAMUEL C. KAGAN, Vice Chairman WILLIAM A. CASTRO CORNELIUS F. BARRY PAUL J. FOURNIER BRUCE R. RUTTENBERG, Secretary H. G. DARELIUS, Treasurer

April 21, 1976

Mr. George Jacobson
General Manager
INSKIP MOTORS INC.
776 Elmwood Avenue
Providence, RI 02907

Dear Mr. Jacobson:

Per our conversation a while back and our meeting on the subject of the abandonment of Russell Street, we would propose that the City of Providence abandon Russell Street from Melrose Street to Elmwood Avenue, provided that present access to your shop and rear parking lot would be maintained as at present. Gates to be supplied by RIPTA to provide more security for its property would be located on the Melrose Street side with one additional gate to be located to the east of your rear-most gate. All present utilities would remain exactly as they are, and the various utility agencies would be given appropriate easements for maintenance and other purposes.

If these arrangements are satisfactory to you, please sign one copy of this letter and return it to me.

Your cooperation will be deeply appreciated.

Yours sincerely,

James H. Graebner
Resident General Manager

Accepted for INSKIP MOTORS INC.

Date: 4/22/76

THE CITY OF PROVIDENCE

CITY SERGEANT'S OFFICE

THIS IS TO CERTIFY, That I have caused the notice, of which a true copy is hereto annexed, to be served upon the following named persons, by handing to each of said persons, or by leaving at their last and usual place of abode in this State a true copy of said notice, to wit: TO ABANDON AS A PUBLIC HIGHWAY, PORTION OF RUSSELL STREET, BETWEEN MELROSE STREET AND ELMWOOD AVENUE.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
60	23	John & Charles McGovern 395 Spring Green Road, Warwick, RI
"	6	Rhode Island Public Transit Authority
"	171	" " "
"	25	" " "

Giuseppe Martone
City Sergeant

Date October 1, 1976

Councilman John P. Garan

Councilman Raymond A. Tomasso

This is to certify that I have caused a true copy of the attached Resolution to be served upon the above named persons, firms and/or corporations, as the case may be, by handing to each said persons, firms and/or corporations, as the case may be, or by leaving at their last usual place of abode in this state a true copy.

Date May 25, 1977

Giuseppe Martone

City Sergeant

STANLEY BERNSTEIN
DIRECTOR



VINCENT A. CIANCI, JR.
MAYOR

DEPARTMENT OF PLANNING AND URBAN DEVELOPMENT

40 FOUNTAIN ST., - PROVIDENCE, R. I. 02903 - TEL. 401-831-6550

October 6, 1976

Committee on Public Works
City Hall
Providence, R. I. 02903

SUBJECT: Referral No. 1952 - ABANDONMENT PORTION OF RUSSELL STREET

Gentlemen:

This petition from the Committee on Public Works is a proposal to abandon that portion of Russell Street which runs between Melrose St. and Elmwood Ave. The petition is presented by the R. I. Public Transit Authority.

Inspection revealed that the roadway in question is paved but not curbed. It runs between RIPTA storage facility buildings and a parking lot operated by RIPTA. It serves no necessary purpose as a public thoroughway.

If all easements and restrictions requested by the private and public utility companies and departments are provided no objections from a planning standpoint will be offered by this department.

No objection is offered by this department to the granting of the petition.

Upon motion of Mr. Flynn seconded by Mr. Casey.

The Commission VOTED to offer no objection to the granting of this petition.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Stanley Bernstein".
Stanley Bernstein
Director

SB/rb

cc: Councilman John P. Garan
Councilman Raymond A. Tomasso

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: April 26, 1977

TO: Director of Public Works, Healy

SUBJECT: PROPOSED ABANDONMENT - PORTION OF RUSSELL STREET

CONSIDERED BY: Councilman Laurence K. Flynn, Chairman

DISPOSITION: n Attached is copy of correspondence dated March 31, 1977, from Charles J. McGovern, Esquire, whose recommendation incorporated therein, is acceptable to the Chairman of the Committee on Public Works.

Accordingly, will you cause that tracing, which is Plan No. 063955, dated January 28, 1976, to be revised, incorporating the suggestion in the McGovern correspondence.

Chairman Flynn would appreciate immediate response since the suggestion is to transmit this matter to the City Council at its next meeting, scheduled for May 5, 1977, therefore, the same should be transmitted to this Department not later than April 29, 1977.

Ernest Healy

City Clerk

FRANK A. TIBALDI
TRAFFIC ENGINEER
JAMES J. D'AGOSTINO
ASSISTANT TRAFFIC ENGINEER



VINCENT A. CIANCI, JR.
MAYOR

TRAFFIC ENGINEERING DEPARTMENT

60 ERNEST ST.

PROVIDENCE, R. I. 02905

781 - 4044

August 16, 1976

The Honorable City Council
Committee on Public Works
City Hall
Providence, Rhode Island

RE: Memorandum Dated August 6, 1976
Russell Street - Abandonment of a Portion

Gentlemen:

This department has received the above referenced memorandum from your Committee and does not offer any objections to the abandonment of said portion of Russell Street between Melrose Street and Elmwood Avenue as petitioned by the Rhode Island Public Transit Authority.

Very truly yours,

Frank A. Tibaldi

Frank A. Tibaldi
Traffic Engineer

FAT/it

cc: James H. Graebner
R.I.P.T.A.



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: August 6, 1973

TO: *

SUBJECT: **PROVIDENCE STREET, ABANDONMENT OF PORTION**

CONSIDERED BY: **Committee on Public Works**

DISPOSITION: **Attached is petition of Rhode Island Public Transit Authority on above subject for your study and report.**

• Acting Commissioner of Public Safety Council;
Director - Department of P.U.D. Bernstein
Director - Department of Public Works Healy; ✓
Acting Chief Engineer Saltheo, U.S.D. and ✓
Traffic Engineer Siboldi. ✓

Ernest Leape

City Clerk



CITY OF PROVIDENCE, RHODE ISLAND
MAYOR VINCENT A. CIANCI, JR.

DEPARTMENT OF PUBLIC WORKS . 700 ALLENS AVENUE . 02905

Daniel E. Healy, Director

Joseph J. Campo, Deputy Director

August 13, 1976

Chairman of the Public Works Committee
Providence City Council - City Hall
Providence, Rhode Island 02903

Re: Russell Street
(Abandonment of Portion, thereof)

Dear Sir:

The Department of Public Works has no objection to the abandonment of the proposed portion of Russell Street, as described on the enclosed plan #063955, dated January 28, 1976, for City Council submission.

Cordially yours,

A handwritten signature in cursive script, reading "Joseph J. Campo", is written over the typed name.

Joseph J. Campo, P.E.
Deputy Director/City Engineer

JJC:jlc

Enc.

New England
Telephone

100 New England Way
Warwick, Rhode Island 02886

January 27, 1976

Mr. J. V. Farrell
Superintendent of Business Operations
R.I. Transit Authority
265 Melrose Street
Providence, Rhode Island 02907

Dear Mr. Farrell,

I have made a field check of Russell Street in the City of Providence, and the Telephone Company does not have any plant on the street. I have also checked our records and we do not own any of the poles. The only thing we have is a starter duct turned into the street from our conduit run on Elmwood Avenue which is below ground and is not used.

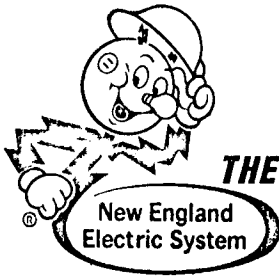
Therefore, we would not have to relocate any plant and as long as the Transit Authority controls the adjacent property as well as the street the Telephone Company has no objection to the abandonment of Russell Street.

If you need any further assistance, I can be reached at (401) 799-1111.

(Sincerely,
Plant Manager - Providence

MC/act

Concurrence



THE NARRAGANSETT ELECTRIC COMPANY

280 Melrose Street, Providence, Rhode Island 02901

January 30, 1976

J. V. Farrell, Supt. of Bus Operations
Rhode Island Public Transit Authority
265 Melrose Street
P. O. Box 2816
Providence, Rhode Island 02907

Dear Mr. Farrell:

The Narragansett Electric Company has no objection to the proposed abandonment of Russell Street, in Providence, Rhode Island, as stated in your letter dated January 22, 1976, provided an easement deed is granted to cover the existing facilities.

These facilities, consisting of overhead and underground lines, are an important part of the electrical service to the immediate area, including service to the R. I. P. T. A. Removing or relocating these lines would be an extremely costly project.

Enclosed is a form of letter, which has been used in past street abandonments, whereby the petitioner agrees to grant the necessary rights to cover the existing facilities. If this meets with your approval, please copy same on R. I. P. T. A. stationery, have it signed by a proper official and return same to me.

I have also enclosed, for your information, a copy of a plan showing Narragansett's facilities in Russell Street.

Very truly yours,

A handwritten signature in cursive script, appearing to read "E. J. Hayes".

E. J. Hayes
Senior Field Right of Way Agent

EJH:1

Enclosures

PROVIDENCE GAS COMPANY

L. R. HAMPTON
PRESIDENT

100 WEYBOSSET ST.
PROVIDENCE, R.I. 02901

Attachment #4

February 4, 1976

Concurrence

Mr. J. V. Farrell
Superintendent of Bus Operations
Rhode Island Public Transit Authority
265 Melrose Street - P. O. Box 2816
Providence, Rhode Island 02907

Dear Mr. Farrell:

Subject: Abandonment of Russell Street

In response to your letter of January 22nd regarding the possible petition for abandonment of Russell Street, you have struck a sensitive cord.

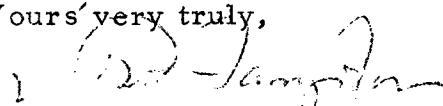
First of all, the Company has a 20" transmission main that feeds from our Allens Avenue Plant via various streets to the Auburn section of Cranston. This main is installed on Melrose Street and feeds through Russell Street, then crosses Elmwood Avenue and runs under the old New York Central railroad bed, by easement, to Narragansett Avenue. There is also a 6" low pressure main installed in Russell Street for a distance of about 67' east of the building line of Elmwood Avenue.

A relocation of these facilities would be both difficult and extremely impractical since approximately 1,200 feet of large diameter main is involved in a very highly developed neighborhood.

The Company would not object to the abandonment of Russell Street, however, provided a suitable easement was drawn which provided for proper access for future maintenance and prohibited any permanent construction over the existing mains or in their close proximity which would inhibit proper access for periodic maintenance.

I trust this is the information you seek. If there are any other questions, please feel free to contact me.

Yours very truly,


Louis R. Hampton
President

LRH:emr

COFFEY, MCGOVERN AND NOVOGROSKI

ATTORNEYS AT LAW
15 WESTMINSTER STREET
PROVIDENCE, R. I. 02903

TELEPHONE
274-1144

JOHN G. COFFEY
CHARLES J. MCGOVERN
ARTHUR NOVOGROSKI

JUSTIN P. MCCARTHY
JOHN G. COFFEY, JR.
KENNETH R. NEAL
STEPHEN C. HANLEY
RUSSELL R. SICARD

March 31, 1977

Councilman Laurence Flynn
City Council
City of Providence
City Hall
Providence, Rhode Island

Dear Councilman Flynn:

In connection with the application of Rhode Island Public Transit Authority for abandonment of Russell Street, as I indicated to you on the telephone, the undersigned, Richard S. McGovern, and John William McGovern, as co-owners of the property at the corner of Russell Street and Elmwood Avenue wherein Inskip Motors does business, would not object to the abandonment of Russell Street from a point approximately 30 feet easterly of the most easterly boundary of the property which we own which abandonment then to run easterly to Melrose Street.

In other words, we want that portion of Russell Street which abuts our property on the north to remain a public highway together with an additional strip extending 30 feet easterly beyond the point where the easterly boundary of our property abuts the property of Rhode Island Public Transit Authority.

It was my understanding that a sketch was going to be submitted delineating this by the representatives of Rhode Island Public Transit Authority; and if they will do so showing the point where they intend to put up the fence and where the abandonment would begin, I would be happy to inspect it and indicate written approval on the plan of the abandonment from that point easterly.

We would like to see a plan showing the exact point where the abandonment will begin before abandonment is voted. We do not in any event, though, want Russell Street abandoned as a public way along the portion which it abuts our property and for an additional 30 feet easterly. We want that open for public use and for the use of the operator of Inskip Motors and his employees and customers.

COFFEY, MCGOVERN AND NOVOGROSKI

Councilman Laurence Flynn

Page 2

March 31, 1977

If you would have the representatives of Rhode Island Public Transit Authority submit a plan to me either at this office or file it with you and advise me when it has been filed so that I can go over and inspect it, I will be happy to do so to expedite this matter.

Very truly yours,

A handwritten signature in black ink, consisting of a large, stylized 'C' followed by a series of loops and a trailing line.

Charles J. McGovern

CJM:etr

cc Mr. Vincent Vespia

COFFEY, MCGOVERN AND NOVOGROSKI

ATTORNEYS AT LAW

15 WESTMINSTER STREET
PROVIDENCE, R. I. 02903

JOHN G. COFFEY
CHARLES J. MCGOVERN
ARTHUR NOVOGROSKI

JUSTIN P. MCCARTHY
JOHN G. COFFEY, JR.
STEPHEN C. HANLEY

TELEPHONE
274-1144

November 9, 1976

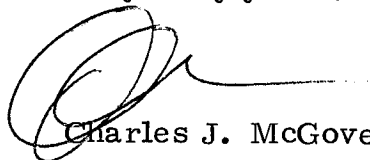
The Honorable Lawrence K. Flynn
Chairman, Committee on Public Works
City Council, City of Providence
City Hall
Providence, Rhode Island

Dear Sir:

I enclose copy of letter to Mr. Vespia, City Clerk, relative to apparently a petition to abandon Russell Street.

Would you please forward a copy of the Petition and advise as to the present status of this matter. Neither I nor any of the other owners of the abutting property at the corner of Russell and Elmwood received any notice of this hearing.

Very truly yours,



Charles J. McGovern

CJM:mf
Enclosure

cc: Councilman Philip F. Addison, Jr.
Councilman Louis R. Stravato
Councilman Philip Almagno
Councilman Charles R. Mansolillo
Councilman Thomas W. Pearlman
Mr. J. William McGovern
Mr. Richard S. McGovern

COFFEY, MCGOVERN AND NOVOGROSKI

ATTORNEYS AT LAW

JOHN G. COFFEY
CHARLES J. MCGOVERN
ARTHUR NOVOGROSKI

15 WESTMINSTER STREET
PROVIDENCE, R. I. 02903

TELEPHONE
274-1144

JUSTIN P. MCCARTHY
JOHN G. COFFEY, JR.
STEPHEN C. HANLEY

November 9, 1976

Mr. Vincent Vespia
City Clerk
City of Providence
City Hall
Providence, Rhode Island

Dear Mr. Vespia:

I am one of the owners of a parcel of real estate which fronts on Elmwood Avenue and abuts on Russell Street. I have just been informed that a petition was filed by someone, I don't know who, to abandon Russell Street from Melrose Street to Elmwood Avenue and that the matter was on for hearing before the Committee on Public Works and the City Council of Providence on October 26, 1976. Neither I nor, so far as I can determine, any of the other owners of the property received any notice of this hearing.

Will you please advise as to what action was taken, if any, by the Committee on Public Works and when the matter will come before the City Council for hearing. Will you also please forward a copy of the petition.

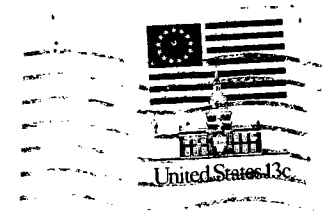
Very truly yours,

CJM:mf

Charles J. McGovern

cc: The Hon. Lawrence K. Flynn
Councilman Philip F. Addison, Jr.
Councilman Louis R. Stravato
Councilman Philip Almagno
Councilman Charles R. Mansolillo
Councilman Thomas W. Pearlman
Mr. J. William McGovern
Mr. Richard S. McGovern

COFFEY, MCGOVERN AND NOVOGROSKI
ATTORNEYS AT LAW
15 WESTMINSTER STREET
PROVIDENCE, RHODE ISLAND 02903



The Honorable Lawrence K. Flynn
Chairman, Committee on Public Works
City Council, City of Providence
City Hall
Providence, Rhode Island

COFFEY, MCGOVERN AND NOVOGROSKI

ATTORNEYS AT LAW

15 WESTMINSTER STREET
PROVIDENCE, R. I. 02903

JOHN G. COFFEY
CHARLES J. MCGOVERN
ARTHUR NOVOGROSKI

JUSTIN P. MCCARTHY
JOHN G. COFFEY, JR.
STEPHEN C. HANLEY

TELEPHONE
274-1144

November 9, 1976

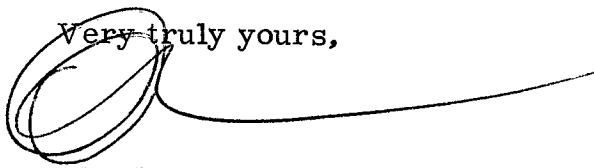
Mr. Vincent Vespia
City Clerk
City of Providence
City Hall
Providence, Rhode Island

Dear Mr. Vespia:

I am one of the owners of a parcel of real estate which fronts on Elmwood Avenue and abuts on Russell Street. I have just been informed that a petition was filed by someone, I don't know who, to abandon Russell Street from Melrose Street to Elmwood Avenue and that the matter was on for hearing before the Committee on Public Works and the City Council of Providence on October 26, 1976. Neither I nor, so far as I can determine, any of the other owners of the property received any notice of this hearing.

Will you please advise as to what action was taken, if any, by the Committee on Public Works and when the matter will come before the City Council for hearing. Will you also please forward a copy of the petition.

Very truly yours,



Charles J. McGovern

CJM:mf

cc: The Hon. Lawrence K. Flynn
Councilman Philip F. Addison, Jr.
Councilman Louis R. Stravato
Councilman Philip Almagno
Councilman Charles R. Mansolillo
Councilman Thomas W. Pearlman
Mr. J. William McGovern
Mr. Richard S. McGovern

COFFEY, MCGOVERN AND NOVOGROSKI
ATTORNEYS AT LAW
15 WESTMINSTER STREET
PROVIDENCE, RHODE ISLAND 02903



Mr. Vincent Vespia
City Clerk
City of Providence
City Hall
Providence, Rhode Island

November 10, 1976

Mr. Charles J. McGovern, Esquire
15 Westminster Street
Room 1015
Providence, RI 02903

Dear Mr. McGovern:

This will acknowledge receipt of your correspondence, dated November 9, 1976, addressed to Councilman Laurence K. Flynn, as Chairman of the Committee on Public Works, addressing itself to the Petition of the Rhode Island Public Transit Authority for the abandonment of a portion of Russell Street, between Melrose Street and Elmwood Avenue, a copy of which was addressed to me as City Clerk, of which Councilman Flynn has directed me to respond.

The prayer, a copy of which is hereto attached, was introduced into the City Council on August 5, 1976, and referred to the Committee on Public Works. That Committee heard the matter at a Public Hearing on October 26, 1976.

Notices of that Hearing were served to the owners of abutting property, which included John and Charles J. McGovern, owners of Lot 23, on City Assessor's Plat 60, at 395 Spring Green Road, Warwick, Rhode Island, the address on file in the City Assessor's Office, as being the owners of that property. A copy of the certification by the City Sargeant of such service is hereto also attached.

Service of the same notice was made upon the Rhode Island Public Transit Authority, the only other abutting owner to the proposed abandonment. For your edification, I further enclose a map of the area proposed for abandonment, viz; Russell Street, prepared by the Engineering Office of the Department of Public Works.

Following the October 26, 1976 Hearing, the Committee took the matter under advisement, and at this point, is still pending before the said Committee. However, no additional Public Hearing is contemplated.

Very truly yours, -

Vincent Vespia
City Clerk of Providence

VV:hgg
Encs.

LEVY, GOODMAN, SEMONOFF & GORIN

ATTORNEYS AT LAW

THE 15TH FLOOR

40 WESTMINSTER STREET

PROVIDENCE, RHODE ISLAND 02903

JACOB GOODMAN
JEREMIAH J. GORIN
RALPH P. SEMONOFF
RICHARD J. ISRAEL
BRUCE R. RUTTENBERG
NORMAN G. ORODENKER
OWEN B. LANDMAN
NATHAN W. CHACE
STEPHEN F. MULLEN
EDWARD F. BURKE
MICHAEL R. GOLDENBERG
WILLIAM H. COTTER, III
ANTHONY F. MURI
ROBERT A. PITASSI

JUDAH C. SEMONOFF
1914-1960

ARTHUR J. LEVY
1920-1972

JORDAN TANENBAUM
1954-1969

TELEPHONE
421-8030
AREA CODE 401

November 11, 1976

John P. Garan, Esquire
303 Washington Avenue
Providence, Rhode Island

RE: Petition of Rhode Island Public Transit Authority
for abandonment of a portion of Russell Street.

Dear Councilman Garan,

It was a pleasure to talk with you on Tuesday concerning the petition of the Public Transit Authority. As I indicated to you at that time the area of Russell Street, proposed to be abandoned, is between Elmwood Avenue and Melrose Street and is almost entirely surrounded by property already owned by the Public Transit Authority and releases have been obtained from the abutting commercial property owners. There are no houses located along the portion of Russell Street for which the abandonment petition was filed. As I understand it, there are only a couple of houses on Russell Street and they are located west of Elmwood Avenue in the direction of the railroad tracks. The portion of the street that my client is concerned about is located to the east of Elmwood Avenue. On the evening of the City Council Public Works Committee hearing on this subject, no one appeared in objection to the proposal.

I appreciate your willingness to view the scene. I hope to verify my statements to you. If you have any questions after viewing the scene, please let me know.

Thank you for your cooperation in this matter.

Very truly yours,

Edward F. Burke

Edward F. Burke

EFB:sk1

cc: James H. Graebner
Resident General Manager
R.I. Public Transit Authority

THE CITY OF PROVIDENCE

CITY SERGEANT'S OFFICE

THIS IS TO CERTIFY, That I have caused the notice, of which a true copy is hereto annexed, to be served upon the following named persons, by handing to each of said persons, or by leaving at their last and usual place of abode in this State a true copy of said notice, to wit: TO ABANDON AS A PUBLIC HIGHWAY, PORTION OF RUSSELL STREET, BETWEEN MELROSE STREET AND ELMWOOD AVENUE.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
60	23	John & Charles McGovern 395 Spring Green Road, Warwick, RI
"	6	Rhode Island Public Transit Authority
"	171	" " "
"	25	" " "

James Manton
City Sergeant

Date October 1, 1976

Councilman John P. Garan

Councilman Raymond A. Tomasso

This is to certify that I have caused a true copy of the attached Resolution to be served upon the above named persons, firms and/or corporations, as the case may be, by handing to each said persons, firms and/or corporations, as the case may be, or by leaving at their last usual place of abode in this state a true copy.

COFFEY, MCGOVERN AND NOVOGROSKI

ATTORNEYS AT LAW

15 WESTMINSTER STREET
PROVIDENCE, R. I. 02903

JOHN G. COFFEY
CHARLES J. MCGOVERN
ARTHUR NOVOGROSKI

TELEPHONE
274-1144

JUSTIN P. MCCARTHY
JOHN G. COFFEY, JR.
STEPHEN C. HANLEY

November 26, 1976

Mr. Vincent Vespia
City Clerk
City Hall
Providence, Rhode Island

Dear Mr. Vespia:

Thank you for the documents you forwarded by letter of November 10th. I have checked the documents you forwarded.

There is a representation by the City Sargeant that service was made upon me at 395 Spring Green Road, Warwick, Rhode Island. I can state as a fact that this is not so. In addition, I am only one of three owners; the second owner is J. William McGovern of 180 Sumter Street, Providence, Rhode Island, and the third owner is Richard S. McGovern of 1363 Smith Street, North Providence, Rhode Island. None of them were ever served.

In addition, there is a representation by the Rhode Island Public Transit Authority that Inskip Motors assents to this. That is very fine, but Inskip is merely a lessee and has no ownership in the parcels in question, being a lessee of myself, J. William McGovern and Richard S. McGovern.

Under the circumstances, I would request the appropriate committee to be heard. We do not object to the abandonment from the easterly end of our property to Melrose Street, but we would object to the abandonment of Russell Street from the point where it commences at Elmwood Avenue to the point where our property terminates east of Elmwood Avenue. I think it might be parenthetically noted that the directional indication of north is in error.

I would request the opportunity to be heard before the Committee in question and to be notified as to when the matter comes before the City Council because up to now we have not had the opportunity to be heard, nor did any of the owners ever have any notice of any such hearing.

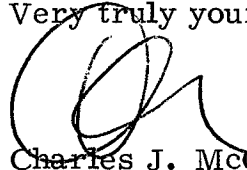
If Russell Street is abandoned from the easterly boundary of our property easterly to Melrose Street, the purposes of the Transit Authority are served it seems, but we would want the rest of Russell Street to remain a public way

COFFEY, MCGOVERN AND NOVOGROSKI

Mr. Vincent Vespia
November 26, 1976
Page 2

because the structure we have at the corner of Elmwood and Russell has access off Russell Street at two points.

Very truly yours,



Charles J. McGovern

CJM:mf

- cc: Rhode Island Public Transit
Authority
265 Melrose Street
Providence, Rhode Island 02907
Attn: Mr. Graebner, Resident
General Manager
- cc: Councilman Laurence K. Flynn
Chairman, Committee on Public
Works
City Council, City of Providence
City Hall
Providence, Rhode Island

November 29, 1976

Mr. Charles J. McGovern, Esquire
15 Westminster Street
Providence, RI 02903

Dear Mr. McGovern:

This will confirm the telephonic invitation this date via City Clerk, Vincent Vespia, inviting you to attend the next meeting of the Committee on Public Works, scheduled for Tuesday, December 7, 1976, at 4:00 o'clock P.M. (E.S.T.) in the Conference Room, located on the third floor level, City Hall, Providence.

The Chairman desires you communicate with the other parties in interest, as it concerns Lot 23, on City Assessor's Plat 60, incorporated in your letter of November 26, 1976, J. William McGovern and Richard S. McGovern.

Very truly yours,

Laurence K. Flynn
Councilman - Ward 8

LKF:hgg

August 19, 1976

Rhode Island Public Transit Authority
265 Melrose Street
Providence, Rhode Island 02907

Dear Sir:

I submit the enclosed correspondence from the Water Supply Board, dated August 17, 1976, relative to billing for depreciated reproduction value for facilities in portion Russell Street, petitioned by R.I.P.T.A. for abandonment, it being self explanatory.

Please correspond with the Committee on Public Works your response.

Yours sincerely,

Vincent Vespia
City Clerk of Providence

LEVY, GOODMAN, SEMONOFF & GORIN

ATTORNEYS AT LAW

THE 15TH FLOOR

40 WESTMINSTER STREET

PROVIDENCE, RHODE ISLAND 02903

JACOB GOODMAN
JEREMIAH J. GORIN
RALPH B. SEMONOFF
RICKAPO J. ISRAEL
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MORMAN G. ORODENKER
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WILLIAM H. COTTER, III
ANTHONY F. MURI
ROBERT A. PITASSI

JUDAH C. SEMONOFF
1914-1960

ARTHUR J. LEVY
1920-1972

JORDAN TANENBAUM
1954-1969

TELEPHONE
421-8030
AREA CODE 401

December 2, 1976

C
Charles J. McGovern, Esquire
Coffey, McGovern and Novogroski
15 Westminster Street
Providence, Rhode Island 02903

O
Dear Charles,

P
I am writing on behalf of the Rhode Island Public Transit Authority which is represented by this office. Mr. Graebner has forwarded to me a copy of your letter to City Clerk, Vincent Vespia, concerning the petition for abandonment of a portion of Russell Street. Please be assured that my client fully agrees with the request contained in your letter. Abandonment of the street limited to the area which you described will meet all of our needs. I will be out of town on business until Monday, December 6th. I will call you at that time to discuss this matter.

Y
Very truly yours,

Edward F. Burke

EFB:sk1

cc: Mr. Graebner, Resident
General Manager
Rhode Island Public Transit
Authority

Councilman Laurence K. Flynn +

Mr. Vincent Vespia, City Clerk

Councilman
JOHN P. GARAN
DEPUTY MAJORITY LEADER
303 Washington Avenue 02905



CITY OF PROVIDENCE, RHODE ISLAND

COMMITTEES

Licenses
Chairman

Ordinances

Finance

Board of Park Commissioners

Bicentennial Celebration
Declaration of Independence

October 6, 1976

Councilman Lawrence K. Flynn
Chairman, Public Works Committee
Engine No. 2
301-303 South Main street
Providence, RI

Re: Abandonment of Russell Street, Hearing,
October 26, 1976.

Dear Larry:

I am hereby entering my objection to the above referenced proposed abandonment. I feel that this is necessary because I have not yet ascertained from the people in the area whether they would approve of this abandonment, and what the implications may mean to the people who reside in this area of the City.

I am, therefore, respectfully requesting that this matter be continued until such time as we may be sure of the impact of this action on the neighborhood.

Thank you for your consideration in this matter.

Very truly yours,

JOHN P. GARAN

JPG/mad