

RESOLUTION OF THE CITY COUNCIL

No. 8

Approved January 16, 1998

IT IS HEREBY RESOLVED, DECREED AND ORDERED:

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064599 dated November 3, 1997.

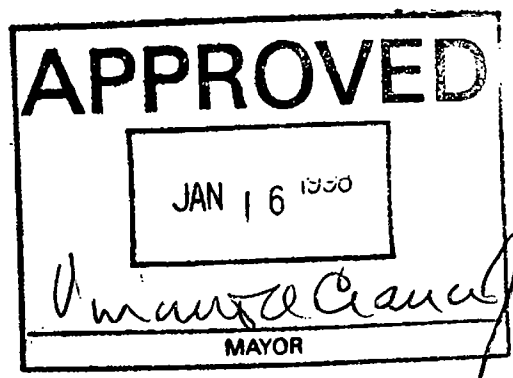
VIZ:

Kennedy Plaza, Francis Street Bus Loop, (portions of), shown as cross-hatched area on accompanying plan having ceased to be useful to the public and is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned precedent upon the following: (1) the City Plan Commission of the City of Providence shall indicate its approval of the within abandonment by letter to the Office of the City Clerk, City of Providence. (2) The petitioner shall negotiate with reference to existing utilities located in the above mentioned area. (3) The petitioner shall convey a full sewer easement acceptable to the Director of the Department of Public Works which will permit retention of its facilities in their existing location together with the right to inspect, maintain, operate and replace the same and with twenty-four access to said facilities.

ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be place 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
JAN 8 1998
READ AND PASSED
Evelyn V. Fargnoli
PRES.
Barbara A. Carion
Deputy CLERK



IN CITY COUNCIL
Oct. 9, 1997
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael R. Clement CLERK

THE COMMITTEE ON

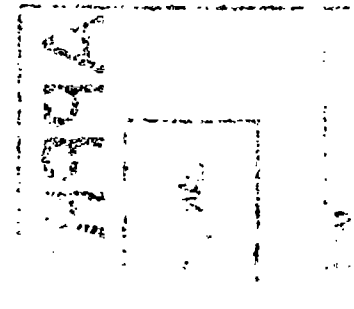
Public Works
Recommends J. H.
Barbara A. Coonan
Clerk

12/2/97

J. H. Coonan

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution

Barbara A. Coonan
12/2/97 Clerk

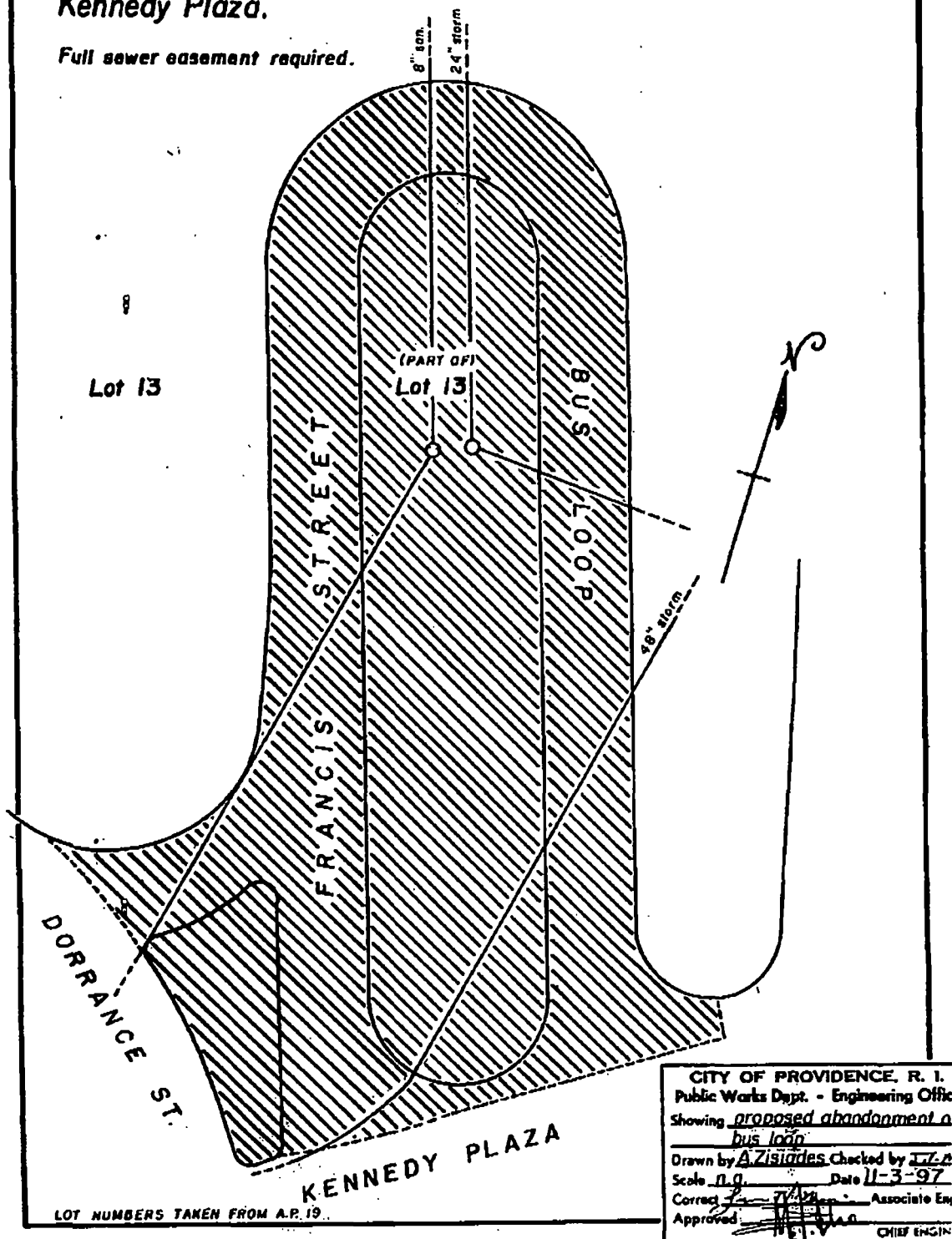


From the Clerk: Desk

NOTES: Cross-hatched area indicates proposed abandonment of bus loop, including granite pavers abutting Kennedy Plaza.

Full sewer easement required.

PROVIDENCE, R. I.
P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. 064599
Date Nov 3, 1997



CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing proposed abandonment of
bus loop
Drawn by A. Zisiades Checked by J.L.P.
Scale N.G. Date 11-3-97
Correct [Signature] Associate En.
Approved [Signature] CHIEF ENGINEER

Vincent A. Cianci Jr.
Mayor
John J. Partington
Commissioner

James F. Rattigan
Chief of Department
David D. Costa
Fire Marshal



PROVIDENCE FIRE PREVENTION DIVISION
"Smoke Detectors Save Lives"

October 29, 1997

Chairman Robert M. Clarkin
Committee on Public Works
City Hall
Providence, RI 02903

Re: Abandonment of the Francis Street Bus Loop

Dear Chairman Clarkin,

After review of the proposal to abandon the Francis Street Bus Loop in Kennedy Plaza (see attached), the Fire Department has no objection.

If you have any questions, please call me at 421-8290.

A handwritten signature in black ink, appearing to read "David D. Costa".

David D. Costa
Fire Marshal

Ferdinand C. Ihenacho, P.E.
Director



VINCENT A. CIANCI, JR.
Mayor

Department of Public Works

"Building Pride In Providence"

November 4, 1997

Hon. Robert M. Clarkin
Chairman of the Public Works Committee
Providence City Council
City Hall - Prov., R.I. 02903

Re: Proposed Abandonment of Bus Loop
(Francis St. - in Kennedy Plaza)

Dear Councilman Clarkin:

This department has no objection to the proposed abandonment of the bus loop at Kennedy Plaza, as shown on the enclosed plan entitled, "Providence, R.I., P.W. Dept., Engineering Office, Street Line Section, Plan No. 064599, Date: 11/3/97".

Area to be abandoned is shown as cross-hatched area, designated as part of Lot 13, on City of Providence Assessor's Plat 19. The cross-hatched area indicates proposed abandonment of bus loop, including granite pavers abutting Kennedy Plaza. It is noted that a Full Sewer Easement will be required with reference to this proposed abandonment. Attached find notation of property owner of Lot 13/AP 19, as the City of Providence - Park Department.

If we can further assist you in regards to this proposed abandonment of the "bus loop", please advise.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Ihenacho", is written over a horizontal line.

Ferdinand C. Ihenacho, P.E.
Director

CC: John D'Amico, Esq.
G. Florio, Ass't. Dir.
M. Clement - City Clerk
JTM
JLC
SZ

PROVIDENCE, R. I.

P. W. DEPT. - ENGINEERING OFFICE

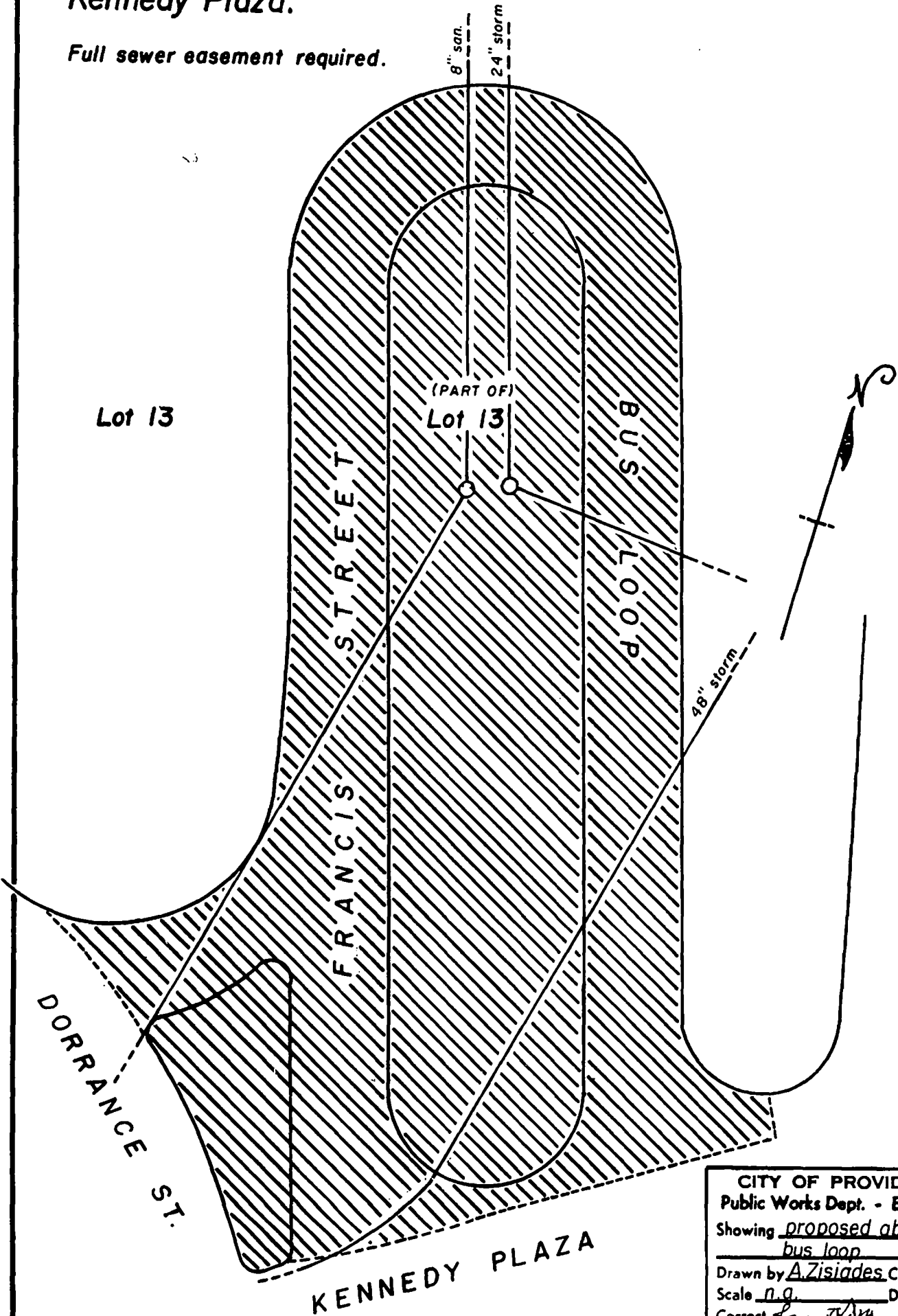
STREET LINE SECTION

Plan No. 064599

Date Nov 3, 1997

NOTES: Cross-hatched area indicates proposed abandonment of bus loop, including granite pavers abutting Kennedy Plaza.

Full sewer easement required.



LOT NUMBERS TAKEN FROM A.P. 19

CITY OF PROVIDENCE, R. I.

Public Works Dept. - Engineering Office

Showing proposed abandonment of bus loop

Drawn by A. Zisiades Checked by J. J. M.

Scale n.g. Date 11-3-97

Correct [Signature] Associate Engr.

Approved [Signature] CHIEF ENGINEER

PROPOSED ABANDONMENT
FRANCIS ST. BUS LOOP

A.P. 19 LOT 13 CITY OF PROVIDENCE
PARKS DEPARTMENT

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: October 16, 1997

TO: Ferdinand Ihenacho, Director of Public Works *FEI.*

SUBJECT: **PETITION TO ABANDON THE FRANCIS STREET BUS LOOP IN KENNEDY PLAZA.**

CONSIDERED BY: Councilman Robert M. Clarkin, Chairman, Committee on Public Works.

DISPOSITION: The accompanying resolution is referred to you for study, report and recommendation and report back in writing to the above-named committee as soon as practical.


Barbara A. Garrison
Second Dep. City Clerk

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

To abandon the Francis Street bus loop in Kennedy Plaza, and to create a new lot in AP 19 which will be conveyed to the Department of Parks for \$0, to expand the public park and to create a skating rink.

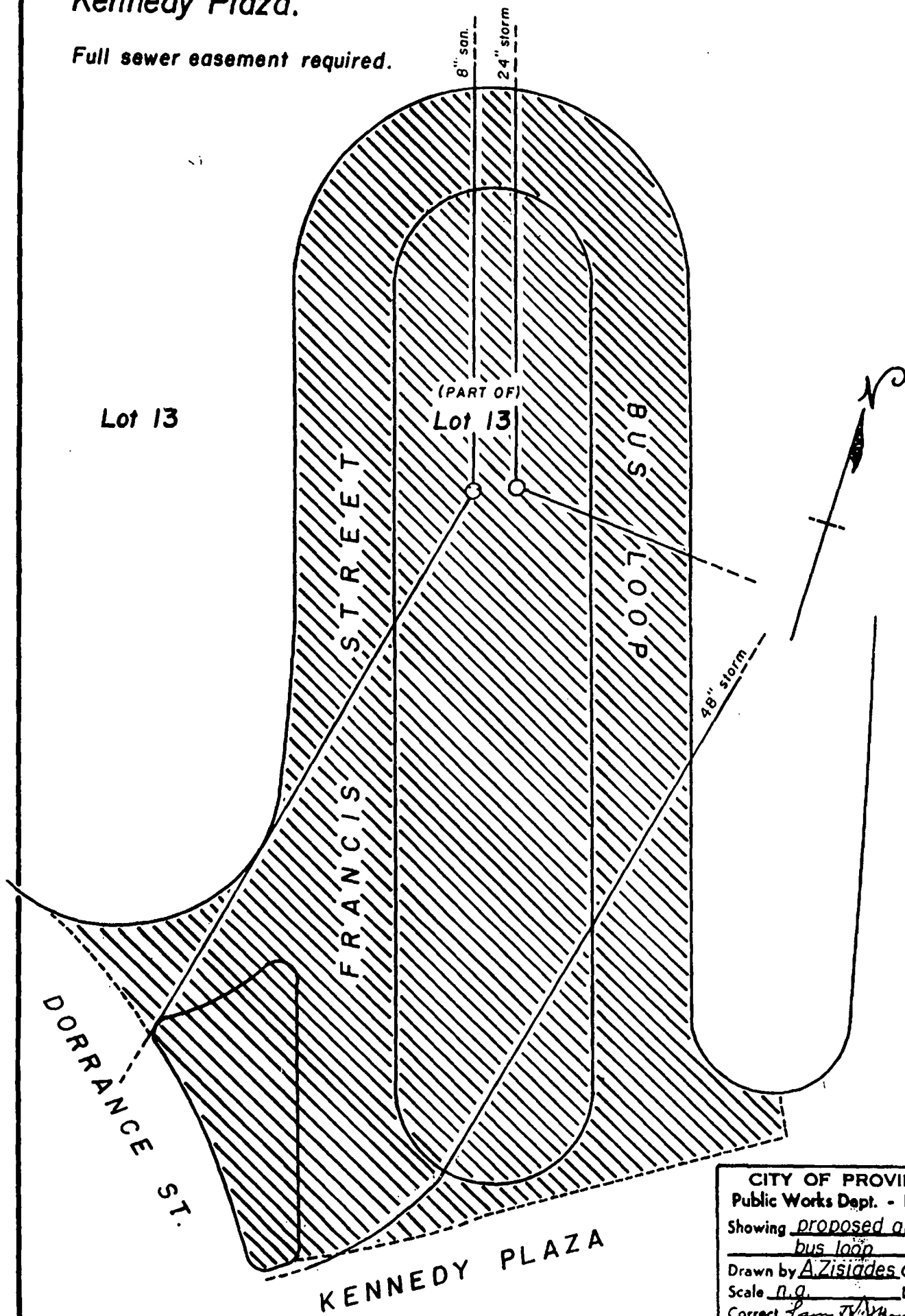


John F. Palmieri
Director
Department of Planning and Development

NOTES: Cross-hatched area indicates proposed abandonment of bus loop, including granite pavers abutting Kennedy Plaza.

Full sewer easement required.

PROVIDENCE, R. I.
P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. 064599
Date Nov. 3, 1997



CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing proposed abandonment of
bus loop
Drawn by A. Zisiades Checked by J. J. W.
Scale N.G. Date 11-3-97
Correct [Signature] Associate Eng.
Approved [Signature] CHIEF ENGINEER

THE CITY OF PROVIDENCE

CITY SERGEANT'S OFFICE

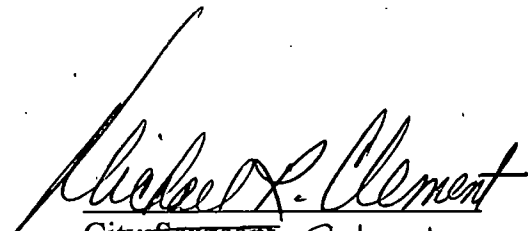
THIS IS TO CERTIFY, That I have caused the notice, of which a true copy is hereto annexed, to be served upon the following named persons, by handing to each of said persons, or by leaving at their last and usual place of abode in this State a true copy of said notice, to wit:

PETITION TO ABANDON THE FRANCIS STREET BUS LOOP.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
19	13	City of Providence Parks Department

PETITIONER

Mr. John F. Palmieri
Department of Planning & Development
400 Westminster Street
Providence, RI 02903


City Sergeant Clerk

Councilman Terrence M. Hassett
Ward 12
Councilman John J. Lombardi
Ward 13

Ferdinand C. Ithenacho, P.E.

Director



VINCENT A. CIANCI, JR.

Mayor

Department of Public Works

"Building Pride In Providence"

November 4, 1997

Hon. Robert M. Clarkin
Chairman of the Public Works Committee
Providence City Council
City Hall - Prov., R.I. 02903

Re: Proposed Abandonment of Bus Loop
(Francis St. - in Kennedy Plaza)

Dear Councilman Clarkin:

This department has no objection to the proposed abandonment of the bus loop at Kennedy Plaza, as shown on the enclosed plan entitled, "Providence, R.I., P.W. Dept., Engineering Office, Street Line Section, Plan No. 064599, Date: 11/3/97".

Area to be abandoned is shown as cross-hatched area, designated as part of Lot 13, on City of Providence Assessor's Plat 19. The cross-hatched area indicates proposed abandonment of bus loop, including granite pavers abutting Kennedy Plaza. It is noted that a Full Sewer Easement will be required with reference to this proposed abandonment. Attached find notation of property owner of Lot 13/AP 19, as the City of Providence - Park Department.

If we can further assist you in regards to this proposed abandonment of the "bus loop", please advise.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Ithenacho", is written over a horizontal line.

Ferdinand C. Ithenacho, P.E.
Director

CC: John D'Amico, Esq.
G. Florio, Ass't.Dir.
M. Clement - City Clerk
JTM
JLC
SZ

PROPOSED ABANDONMENT
FRANCIS ST. BUS LOOP

A.P. 19 LOT 13 CITY OF PROVIDENCE
PARKS DEPARTMENT

ARMANDO PARILLO
Chairman

JOEL D. LANDRY, II, ESQ.
Vice Chairman

ROBERT J. KILDUFF, ESQ., P.E.
Secretary

FERNANDO S. CUNHA, ESQ.
Legal Advisor

BOYCE SPINELLI
Ex-Officio



VINCENT A. CIANCI, JR.
Mayor

RICHARD O. RAFANOVIC, P.E.
General Mgr./Chief Engr.

JOSEPHINE DIRUZZO
City Councilwoman

EVELYN V. FARGNOLI
City Councilwoman

MARY A. NOCERA
Member

JOSEPH D. CATALDI
Member

November 6, 1997

Councilman Robert M. Clarkin, Chairman
Committee On Public Works
25 Dorrance Street
Providence, R.I. 02903

SUBJECT: Petition for Street Abandonment
Francis Street Bus Loop in Kennedy Plaza
Providence, R.I.

Dear Councilman Clarkin:

We have reviewed the referenced Petition for impact on the Providence Water Supply Board system. Our records indicate that PWSB owns and maintains a 8" water main with a 6" tee within the limits of the proposed abandonment.

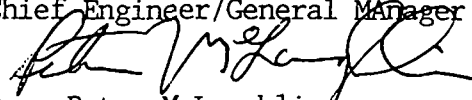
These lines must be relocated to an area accessible to PWSB for maintenance and repair.

The PWSB has no objection to the proposed street abandonment, provided that the Petitioner relocates existing mains to an area accessible to the PWSB to maintain, construct, repair, etc.

If you have any questions, please feel free to contact me at (401)521-6300 X 182

Respectfully:

Providence Water Supply Board
Richard O. Rafanovic, P.E.
Chief Engineer/General Manager


By: Peter McLaughlin
Regulatory Services Program Manager

cc: P. Gadoury
Syl Pauley
M. Clement, City Clerk
File

NANCY L. DERRIG
Superintendent of Parks



VINCENT A. CIANCI, JR.
Mayor

Department of Public Parks

"Building Pride In Providence"

October 20, 1997

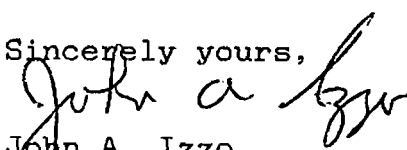
Mr. Michael Clement
City Clerk
City Hall
Providence, R.I., 02903

RE: Abandonment of Francis Street Bus Loop in Kennedy Plaza

Dear Mr. Clement:

Upon review of all Department of Public Parks plans, and records. It is the conclusion of the Parks Department that The abandonment of the Francis Street Bus Loop in Kennedy Plaza, will benefit the Parks Department since this parcel of land is being transferred to the Department of Public Parks.

Sincerely yours,


John A. Izzo
Supervisor of Engineering & Planning



Narragansett Electric
A NEES company

November 6, 1997

Councilman Robert M. Clarkin
Chairman, Committee on Public Works
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Re: Petition To Abandon the Francis Street Bus Loop in Kennedy Plaza

Dear Councilman Clarkin:

The Narragansett Electric Company (NECo) presently has underground facilities situated in the area proposed for abandonment, known as the Francis Street bus loop in Kennedy Plaza. NECo has no objection to the proposed abandonment provided that in the event the street is abandoned an easement acceptable to NECo will permit the retention of our facilities in their existing locations.

If you have any questions feel free to call me at 401-784-7209.

Sincerely,

Michael D. DiNezza
Senior Real Estate Representative



November 10, 1997

Providence City Council
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Attn: Mr. Robert Clarkin

RE: PETITION TO ABANDON A PORTION OF FRANCIS STREET BUS LOOP IN
KENNEDY PLAZA.

Bell Atlantic presently has underground facilities in said area.

These facilities include a conduit and manhole system that provides service to the surrounding area.

Bell Atlantic will not object to the granting of said petition, provided that in the event the petition is granted, the petitioner will convey an easement acceptable to Bell Atlantic, which will permit retention of its facilities in existing locations with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities.

If it is decided by the petitioner that telephone facilities are to be relocated, the petitioner will assume all costs of the relocation.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Mary C. Hanley". The signature is written in dark ink and is positioned above the typed name.

fw Mary C. Hanley
E/P Manager - Right of Way



November 10, 1997

Councilman Robert M. Clarkin
Chairman, Committee on Public Works
City of Providence
City Hall
Providence, RI 02903

RE: Petition to Abandon the Francis St. Bus Loop in Kennedy Plaza

Dear Councilman Clarkin:

The Providence Gas Company does own and operate underground facilities within a small portion of the Francis St. Bus Loop. We have no objection to the proposed abandonment provided that we are granted an easement which allows us to operate, maintain, and access our facilities.

Sincerely,

A handwritten signature in cursive script, appearing to read "Thomas P. Gavula".

Thomas P. Gavula
Director of Engineering

Paul Pinault, P.E.
Executive Director

ARMANDO PARILLO
Chairman

JOEL D. LANDRY, II, ESQ.
Vice Chairman

ROBERT J KILDUFF, ESQ., P.E.
Secretary

FERNANDO S. CUNHA, ESQ.
Legal Advisor

BOYCE SPINELLI
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EVELYN V. FARGNOLI
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JOSEPH D. CATALDI
Member

November 6, 1997

Councilman Robert M. Clarkin, Chairman
Committee On Public Works
25 Dorrance Street
Providence, R.I. 02903

SUBJECT: Petition for Street Abandonment
Francis Street Bus Loop in Kennedy Plaza
Providence, R.I.

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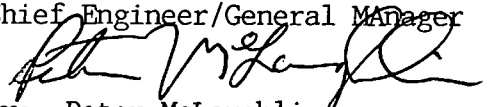
These lines must be relocated to an area accessible to PWSB for maintenance and repair.

The PWSB has no objection to the proposed street abandonment, provided that the Petitioner relocates existing mains to an area accessible to the PWSB to maintain, construct, repair, etc.

If you have any questions, please feel free to contact me at (401)521-6300 X 182

Respectfully:

Providence Water Supply Board
Richard O. Rafanovic, P.E.
Chief Engineer/General Manager


By: Peter McLaughlin
Regulatory Services Program Manager

cc: P. Gadoury
Syl Pauley
M. Clement, City Clerk
File

Section 1. The Providence Zoning Ordinance Chapter 1994-24 No. 365, approved June 27, 1994, as amended shall be further amended as follows:

A. Amend Appendix A, by adding a new Use Code Number and Use Code as follows:

33.5 Outdoor Skating Rink, Public ownership

Outdoor Skating Rink, Public ownership (but may be privately operated); with accessory structures for sale/rental of skating related equipment, changing and shower facilities, function room for skating events, and including restaurant for sale of food and beverages in support of skating events.

B. Amend Section 303, Table of Use Regulations, by inserting the following new use code and use between Use Code 33.4 and 34:

Use Code	Use	R-1	R-2	R-3	R-G	R-M	C-1	C-2	C-4	D-1	D-2
33.5	Outdoor Skating Rink, Public ownership ³	N	N	N	N	N	N	N	S	Y	Y

Use Code	Use	W-1	W-2	W-3	M-1	M-2	I-1	I-2	I-3	RP	PS	OS
33.5	Outdoor Skating Rink, Public ownership ³	S	Y	Y	N	N	S	S	S	N	Y	Y

C. Amend Article III, Section 303 - Use Regulations, by adding the following Footnote # 3 attached to proposed new Use Code 33.5:

3. Subject to Section 502 of this Ordinance for any use located within the Downcity Overlay District.

Section 2. This Ordinance shall take effect upon passage.



PROVIDENCE CITY PLAN COMMISSION

"Planning the Future of Providence"

November 7, 1997

Councilman Robert M. Clarkin, Chairman
Committee on Public Works
City Hall
Providence, Rhode Island 02903

ATTENTION: Mr. Michael R. Clement, City Clerk

CPC REFERRAL NO. 3119 - Abandonment of the Francis Street bus loop in Kennedy Plaza, and to create a new lot to expand the public park and to create a skating rink.

Dear Councilman Clarkin:

The City Plan Commission at its regular meeting on October 21, 1997, reviewed and evaluated the request from the Parks Department for a proposed outdoor skating rink in the Francis Street bus loop in Kennedy Plaza.

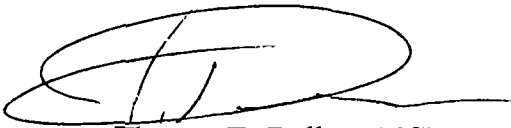
The new facility will contain a year-round outdoor rink, with an accessory building at its south end, housing skate rental, food vending, and special event activities. (Skate storage and maintenance equipment will be in the Exchange Terrace underpass.)

The Francis Street bus loop is presently a public right-of-way. To construct the skating rink and its associated structures, the rights-of-way that form the bus loop will have to be abandoned, and a new buildable lot will have to be created.

The Commission has reviewed and evaluated the request for consistency with the City's Comprehensive Plan. The Commission finds that portion of the right-of-way is still useful to the general public, movement through the right of way to the Exchange Terrace underpass should be maintained and the proposed abandonment is consistent with *Providence 2000: The Comprehensive Plan*. The abandonment is approved on condition that the public access for pedestrians to the Exchange Terrace underpass is maintained. Such easement may preserve the intent of the original rights-of-way, and make the concept of abandoning them more acceptable.

Therefore, the City Plan Commission voted to recommend that the City Council approve the abandonment of that portion of Francis Street in Kennedy Plaza that forms the existing RIPTA bus loop, with the condition that public access for pedestrians be maintained through the future skating rink site to the Exchange Terrace underpass.

Regards,

A handwritten signature in black ink, appearing to read 'T. Deller', enclosed within a large, loopy oval shape.

Thomas E. Deller, AICP
Deputy Director

cc: G. Calcagni, Chair
N. Derrig, Director, Parks Department

IRENE J. TESTA
Traffic Engineer

JOSEPH W. CAPRIO
Deputy Director



VINCENT A. CIANCI, JR.
Mayor

Department of Traffic Engineering
"Building Pride In Providence"

MEMORANDUM

TO: COUNCILMAN ROBERT CLARKIN, CHAIRMAN
COMMITTEE ON PUBLIC WORKS

FROM: IRENE J. TESTA *Irene Testa*

DATE: NOVEMBER 12, 1997

RE: PROPOSED ABANDONMENT

REQUEST: To abandon the Francis Street Bus Loop in
Kennedy Plaza.

DISPOSITION: This department offers no objection to said
abandonment.

RESOLUTION OF THE CITY COUNCIL

No. 8

Approved January 16, 1998

IT IS HEREBY RESOLVED, DECREED AND ORDERED:

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064599 dated November 3, 1997.

VIZ:

Kennedy Plaza, Francis Street Bus Loop, (portions of), shown as cross-hatched area on accompanying plan having ceased to be useful to the public and is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned precedent upon the following: (1) the City Plan Commission of the City of Providence shall indicate its approval of the within abandonment by letter to the Office of the City Clerk, City of Providence. (2) The petitioner shall negotiate with reference to existing utilities located in the above mentioned area. (3) The petitioner shall convey a full sewer easement acceptable to the Director of the Department of Public Works which will permit retention of its facilities in their existing location together with the right to inspect, maintain, operate and replace the same and with twenty-four access to said facilities.

ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be place 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.



A true copy,
Attest:

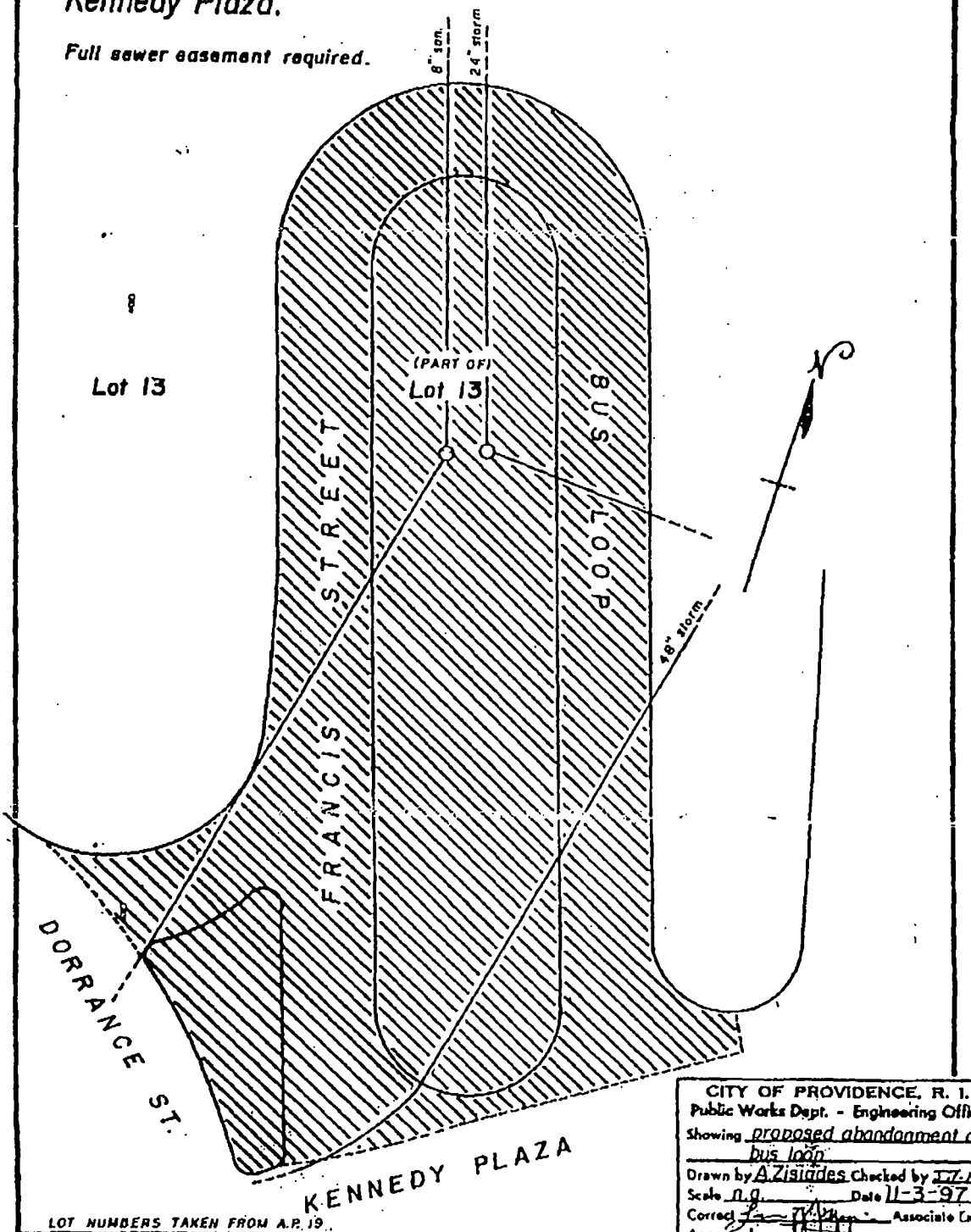
Michael R. Clement
Michael R. Clement
City Clerk

K 3732 PG 079

NOTES: Cross-hatched area indicates proposed abandonment of bus loop, including granite pavers abutting Kennedy Plaza.

Full sewer easement required.

PROVIDENCE, R. I.
P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. 064599
Date Nov 3, 1997



CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing proposed abandonment of bus loop
Drawn by A. Zisgades Checked by J. H.
Scale 1" = 10' Date 11-3-97
Corrected [Signature] Associate En.
Approved [Signature] CHIEF ENGIN.

788 N-1

Received for Record at 9:27 A in
FEB - 6 1998 Robert L. Rice
City of Providence

3732/78-79

4601

FILED
MAR 2 11 50 AM '98
DEPT. OF CLERK
PROVIDENCE, R.I.

RECEIVED FOR RECORD
9-27

Robert Z. Ricci
Recorder of Deeds