

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 564

Approved November 28, 1989

RESOLVED, DECREED AND ORDERED

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works - Engineering Office, Street Line Section Plan No. 064458, dated June 27, 1989",

VIZ:

Wesleyan Avenue, shown as cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), having ceased to be useful to the public and the same is proposed to be abandoned as a Public Highway, provided that the Department of Public Works has a full sewer easement for the twelve (12") inch combination sewer provided further for a utility-corridor easement of that portion of Wesleyan Avenue which shall be accessible to the Water Supply Board at all times in the event that they have to respond to an emergency or maintenance needs, the petitioner is responsible for preparation of the easement description which must be approved by the Water Supply Board. The easement shall be full-street width, curb to curb. No obstructions to include structures, landscaping, or other improvements shall be permitted within the easement area. The petitioner will hold the Water Supply Board free of any liability for any losses occurring to the petitioners property within the easement area if the water main or water appurtenances should fail, any fencing of the easement will exclude a gate valve and fire hydrant located on Wesleyan Avenue at Elmwood Avenue, and the damage to the abutters is appraised at nothing and so awarded, and it is further,

ORDERED, That the Traffic Engineer, 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

NOV 16 1989

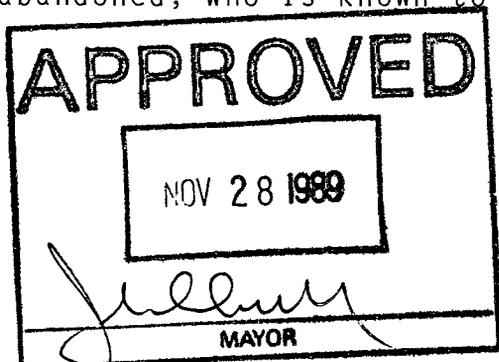
READ AND PASSED

Richard W. Eaton

PRES.

Sam Mendonca

CLERK



11/9/89

Leasehold Public Works

Waiting for letter from
WSB per Michael

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

To enter an order of abandonment of a portion of Wesleyan Avenue located in the City of Providence, State of Rhode Island. Such area which is to be abandoned begins at the intersection of Elmwood Avenue and Wesleyan Avenue and runs easterly to the easterly property line of lot # ³¹⁸316 on City of Providence Assessor's Plat 44. Said abandonment shall abutt on the northerly street line of Wesleyan Avenue lots numbered 376, 324, 322, 323, 321, 320, 318, and on City of Providence Assessor's Plat 44 and on the southerly street line lots numbered 276, 284, 281, 279 and 378 on City of Providence Assessor's Plat 44.

This abandonment in conjunction with the dedication for highway purposes of lot #285 and a portion of lot #595 on City of Providence Assessor's Plat 44 will serve to enhance the economic development of the area. Said abandonment contains 15,903 square feet.

RECEIVED
CITY CLERK
MAY 17 1989

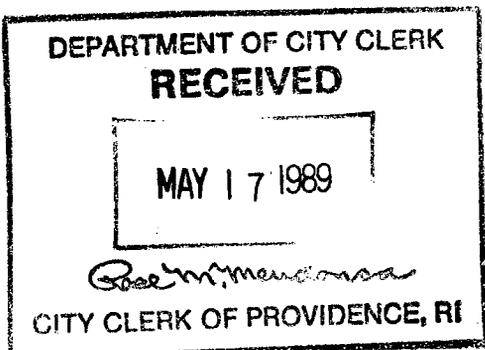
Jake Kaplan's Ltd.

J. Kaplan, PRES

206 ELMWOOD AVE
PROVIDENCE RI

461-2006

Sherwin Ziadman



Pd by Ch # 77087 amt \$75.00

FILED

MAY 17 2 52 PM '89
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

IN CITY COUNCIL
JUN 1 1989
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Don Menlow CLERK

THE COMMITTEE ON *August 30, 1989*
PUBLIC WORKS
Recommends *Be Continued*
Michael R. Christ
SEPT. 6, 1989 Clerk

From the Clerk's Desk



The City Plan Commission

44 WASHINGTON STREET

PROVIDENCE, RHODE ISLAND 02903

August 8, 1989

Committee on Public Works
c/o City Clerk
City Hall
Providence, Rhode Island 02903

Attention: Rose M. Mendonca, City Clerk

Subject: Referral No. 2294 - Abandonment of the western portion
of Wesleyan Avenue

Gentlemen:

The City Plan Commission at its July 18, 1989 regular monthly meeting reviewed and evaluated the proposed abandonment of the western portion of Wesleyan Avenue from the intersection with Elmwood Avenue to the easterly property line of Lot 318 on Assessor's Plat 44.

The petitioner is Mr. Jake Kaplan, President of Jake Kaplan's Ltd. on 206 Elmwood Avenue, Providence, Rhode Island. The petitioner owns all abutting lots numbered: 376, 324, 322, 323, 321, 320, 318 on the northerly side of Wesleyan Avenue and all abutting lots numbered: 276, 284, 281, 279 and 378 on the southerly side of Wesleyan Avenue.

The petitioner agrees to dedicate for highway purposes Lot 285 and a portion of Lot 595 on Assessor's Plat 44 to provide public right-of-way between Wesleyan Avenue and Plenty Street.

A field inspection revealed that the subject portion of Wesleyan Avenue is a paved public right-of-way with curbs and paved sidewalks. The abutting lots on the northerly side of the aforesaid portion of Wesleyan Avenue were developed recently as a paved parking area serving Jake Kaplan's Ltd. automobile dealership.

The adjacent residential two and three family structures located on Wesleyan Avenue on Lots 317, 316, 315 are in fair to good condition.

Referral No. 2294

The abutting lots on the southerly side of the aforesaid portion of Wesleyan Avenue together with the lots fronting Plenty Street contain a large commercial auto-service structure, a portion of which, fronting Elmwood Avenue, is under construction.

Lot 285 and 595 dedicated for a new public right-of-way are paved, fenced and used as a temporary parking area.

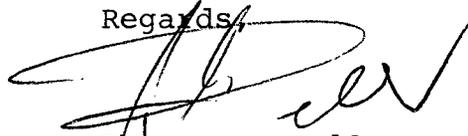
A number of adjacent lots east of the proposed new right-of-way and located between Wesleyan Avenue and Plenty Street are paved, fenced and used as a parking area for St. Joseph's Hospital.

The proposed abandonment in conjunction with the dedication for highway purposes of Lot 285 and 595 will serve to enhance the economic development of the area.

The Commission voted to advise the Committee on Public Works that no objection is offered to this petition subject to the following conditions:

- a) The petitioner will construct a new public right-of-way on Lots 285 and 595 at no cost to the City.
- b) The petitioner will grant all appropriate easements for utilities running along a portion of Wesleyan Avenue to be abandoned.

Regards,



Thomas E. Deller, AICP
Associate Director of Planning

TED/jp
GT

cc: Councilwoman Balbina Young
Thomas V. Moses, Esq., Director

DEPT. OF SOCIAL SERVICES
PROVIDENCE, R.I.

AUG 9 12 46 PM '89

FBI



Department of Public Works
"Building Pride In Providence"

June 28, 1989

Hon. James Petrosinelli
Chairman of the Public Works Committee
Providence City Council
City Clerk's Office
Providence, R.I. 02903

Re: Proposed Abandonment
Portion of Wesleyan Avenue

Dear Councilman Petrosinelli:

The Department of Public Works has no objection to the abandonment of portion of Wesleyan Avenue as shown on plan entitled, "Providence, R.I., P.W. Dept., Engineering Office, Street Line Section, Plan No. 064458, Date: 6/27/89, provided there is a full sewer easement for the twelve (12") inch combination sewer located in Wesleyan Avenue

Please be advised that except as "Noted", all lots are owned by J.-Kap Realty Co.

If you have further questions regarding this abandonment, please do not hesitate to contact this office.

Very truly yours,

James T. Monni For A.G.S.
Anthony G. Stanzione, Jr., P.E.
City Engineer

AGS

CC: BJS - Director
JTM - Eng.
Jlc - Eng.
M. Clement - 1st. Dep. City Clerk

EDWARD F. BURKE
CHAIRMAN
ARMANDO PARILLO
VICE CHAIRMAN
JAMES A. LOMBARDI
SECRETARY
JOHN E. MARTINELLI
LEGAL ADVISOR
JEROME I. BARON
EX-OFFICIO



JOSEPH R. PAOLINO, JR.
MAYOR
HANS T. BERGEY
ACTING GENERAL MANAGER
RAYMOND COLA
CITY COUNCILMAN
ANDREW J. ANNALDO
CITY COUNCILMAN
MARY A. NOCERA
MEMBER
LOUIS ORABONA
MEMBER

Water Supply Board
"Building Pride In Providence"

November 13, 1989

Councilman James Petrosinelli, Chairman
Committee on Public Works
City Clerk's Office
City Hall
Providence, Rhode Island

Re: Abandonment of Wesleyan Avenue

Dear Councilman Petrosinelli:

This letter is to amend our July 17, 1989 letter sent to your committee regarding the abandonment of a portion of Wesleyan Avenue, Providence. Please be advised as follows:

The Water Supply Board will allow for a utility-corridor easement of that portion of Wesleyan Avenue petitioned for abandonment. The easement must be accessible to the Water Supply Board at all times in the event we have to respond to an emergency or maintenance needs.

The petitioner is responsible for preparation of the easement description which must be approved by the Water Supply Board. The easement shall be full-street width, curb to curb. No obstructions to include structures, landscaping, or other improvements shall be permitted within the easement area. The petitioner will hold the Water Supply Board free of any liability for any losses occurring to the petitioners property within the easement area if the water main or water appurtenances should fail.

Any fencing of the easement will exclude a gate valve and fire hydrant located on Wesleyan Avenue at Elmwood Avenue.

Very truly yours,

Hans T. Bergey
Acting General Manager

HTB/mtd

cc: Steven Santaniello
Michael Russo
Robert Kilduff

FILED

MAY 17 2 52 PM '89

DEPT. OF CITY CLERK
PROVIDENCE, R. I.

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: June 6, 1989

TO: *

SUBJECT: Abandonment - Wesleyan Avenue Portion of.

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached are copies of the subject petition for your study and report back in writing to the above named committee as soon as practical.

* B. James Suzman, Traffic Engineer - *No objection*
Domenic J. Mainelli, Chief of Water Supply Board -
Charles A. Pisaturo, Commissioner of Public Safety -
Thomas Deller, Associate Director of Planning -
Nancy L. Derrig, Superintendent of Parks -

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: June 6, 1989

TO: B. James Suzman, Director of Public Works

SUBJECT: Abandonment - Wesleyan Avenue Portion of.

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached are copies of the subject petition for your study and report back in writing to the above named committee as soon as practical.

It is also requested that you provide the committee with a list of abutting property owners and a tracing of the area.

First Deputy City Clerk

NANCY L. DERRIG
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Parks
"Building Pride In Providence"

June 8, 1989

Mr. Michael Clement
First Deputy City Clerk
Office of the City Clerk
City Hall
Prov., R.I.

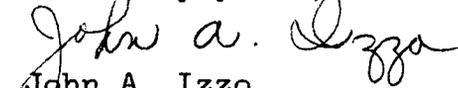
RE: Abandonment of a portion of Wesleyan Ave.

Dear Mr. Clement:

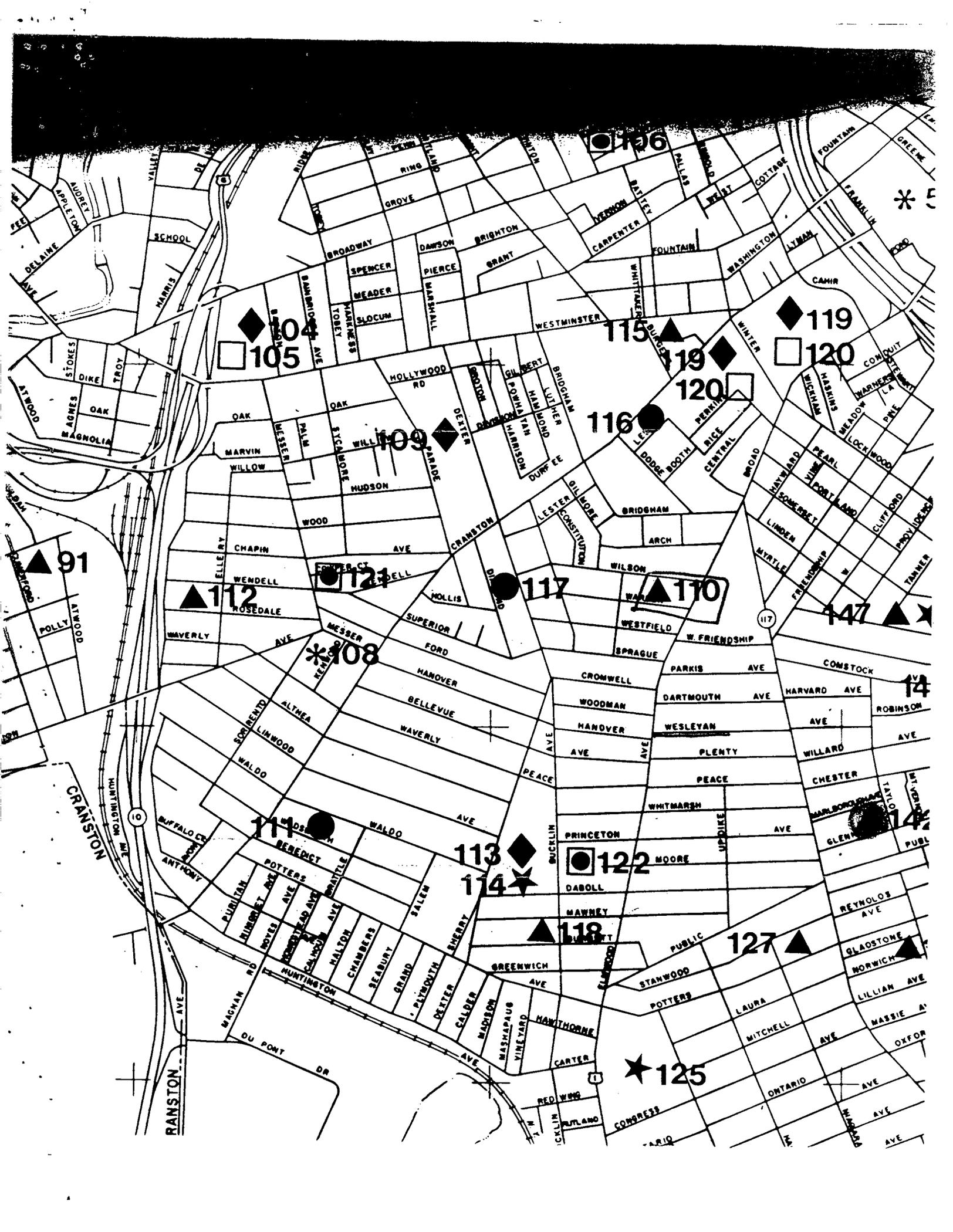
Upon review of all Department of Public Parks Plans, and records. It is the conclusion of the Parks Department that the abandonment of a portion of Wesleyan Ave., will in no way effect any Park Department existing facility, and or future plans for that area.

Enclosed is a map indicating the street in question marked in **RED**; and the nearest Park Department facility marked in **GREEN**.

Sincerely yours,


John A. Izzo

Supervisor of Engineering & Planning



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REYNOLDS AVE

GLAOSTONE

NORWICH

LILLIAN AVE

MASSIE A'

OXFOR

W. HARRIS

AVE

FOUNTAIN

DREEM

FRANKLIN

WASHING

LYMAN

CAMR

COMQUIT

WASHING

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DELAIN

SCHOOL

HARRIS

BROADWAY

DAWSON

SPENCER

PIERCE

BRANT

WESTMINSTER

BRIDGMAN

WESTMINSTER

B. JAMES SUZMAN
TRAFFIC ENGINEER
IRENE J. TESTA
DIRECTOR



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Traffic Engineering
"Building Pride In Providence"

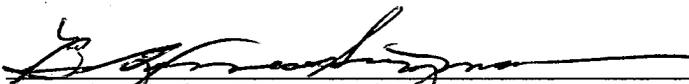
M E M O R A N D U M

TO: Committee on Public Works
FROM: B. James Suzman, Traffic Engineer
Irene J. Testa, Director
DATE: June 13, 1989
RE: Abandonment - Wesleyan Avenue

Request: To abandon a portion of Wesleyan Avenue from Elmwood Avenue and extending easterly to the easterly property line of lot #316 on City Assessor's Plat 44.

Disposition: No objection.

SIGNED:


B. JAMES SUZMAN, TRAFFIC ENGINEER


IRENE J. TESTA, DIRECTOR



Rose M. Mendonca
City Clerk

Clerk of Council

Clerk of Committees

Michael R. Clement
First Deputy

Jean M. Angelone
Second Deputy

DEPARTMENT OF CITY CLERK
CITY HALL

July 11, 1989

Mr. Albert J. Lovegreen
Senior Field Rightway of Way Agent
Narragansett Electric Company
280 Melrose Street
Providence, RI 02901-1438

Dear Mr. Lovegreen:

I have enclosed a copy of the proposed petition for the abandonment of a portion of Wesleyan Avenue. The above named matter is now presently pending before the Committee on Public Works and will be considered by the Committee at a later date.

Please review and forward any comments you may have concerning the proposed street to be abandoned.

Very truly yours,

Michael R. Clement
Michael R. Clement,
First Deputy City Clerk.

MRC:hgv
Enc.

GEORGE A. CALCAGNI
CHAIRMAN
ARMANDO PARILLO
VICE CHAIRMAN
JAMES A. LOMBARDI
SECRETARY
JOHN E. MARTINELLI
LEGAL ADVISOR
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CITY COUNCILMAN
ANDREW J. ANNALDO
CITY COUNCILMAN
MARY A. NOCERA
MEMBER
LOUIS ORABONA
MEMBER

Water Supply Board
"Building Pride In Providence"

July 17, 1989

Councilman James Petrosinelli, Chairman
Committee on Public Works
City Clerk's Office
City Hall
Providence, Rhode Island

Re: Abandonment of Wesleyan Avenue

Dear Councilman Petrosinelli:

Reference is made to a petition to abandon a portion of Wesleyan Avenue under cover of a memorandum dated June 6, 1989.

We cannot agree to the abandonment because:

- 1) An eight-inch cast iron pipe with appurtenances to include a hydrant exists in the street.
- 2) Abandonment of this main would result in a dead-ended main which would cause water quality problems in the area.

Very truly yours,


Hans T. Bergey
Acting General Manager

HTB/mtd

cc: Steven Santaniello
Michael Russo

B. JAMES SUZMAN
DIRECTOR



M. Clement
JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Works
'Building Pride In Providence'

June 28, 1989

Hon. James Petrosinelli
Chairman of the Public Works Committee
Providence City Council
City Clerk's Office
Providence, R.I. 02903

Re: Proposed Abandonment
Portion of Wesleyan Avenue

Dear Councilman Petrosinelli:

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Please be advised that except as "Noted", all lots are owned by J.-Kap Realty Co.

If you have further questions regarding this abandonment, please do not hesitate to contact this office.

Very truly yours,

James T. Stanzione, Jr.
Anthony G. Stanzione, Jr., P.E.
City Engineer

AGS

CC: BJS - Director
JTM - Eng.
Jlc - Eng.

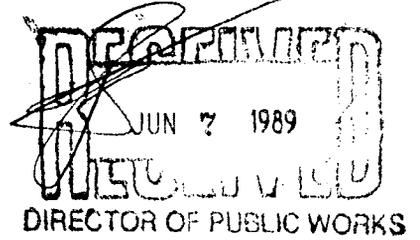
M. Clement - 1st. Dep. City Clerk

City of Providence



Rhode Island

Department of City Clerk



Engle...

MEMORANDUM

DATE: June 6, 1989
TO: B. James Suzman, Director of Public Works
SUBJECT: Abandonment - Wesleyan Avenue Portion of.
CONSIDERED BY: Committee on Public Works
DISPOSITION: Attached are copies of the subject petition for your study and report back in writing to the above named committee as soon as practical.

It is also requested that you provide the committee with a list of abutting property owners and a tracing of the area.

LINDY / GLOVER

Richard R. Clement
First Deputy City Clerk

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

To enter an order of abandonment of a portion of Wesleyan Avenue located in the City of Providence, State of Rhode Island. Such area which is to be abandoned begins at the intersection of Elmwood Avenue and Wesleyan Avenue and runs easterly to the easterly property line of lot # 316 on City of Providence Assessor's Plat 44. Said abandonment shall abutt on the northerly street line of Wesleyan Avenue lots numbered 376, 324, 322, 323, 321, 320, 318, and on City of Providence Assessor's Plat 44 and on the southerly street line lots numbered 276, 284, 281, 279 and 378 on City of Providence Assessor's Plat 44.

This abandonment in conjunction with the dedication for highway purposes of lot #285 and a portion of lot #595 on City of Providence Assessor's Plat 44, will serve to enhance the economic development of the area. Said abandonment contains 15,903 square feet.

Jake Kaplan's Ltd.
J. Kaplan, PRES
206 ELMWOOD AVE
PROVIDENCE RI
461-2006

DEPARTMENT OF CITY CLERK
RECEIVED
MAY 17 1989
Robert M. ...
CITY CLERK OF PROVIDENCE, RI

Pd by Ch # 77087 amt \$ 75.00

1020	324	322	323	321	320	318	317	316	315	314
101.47	4000	4000	4000	4875	4000	1800	4200	4000	4000	4000
376										
5219										
107.30	40	40	40	48.75	40	70	42	40	40	40
177	167	165	159-157	153-153	149	147-145	30	133	131-129	127-125

WESLEYAN

219.89	152-4	146-8	142	140	138-136	132	130	128
	60	60	31	45	23	75	40	40
378	279	281	284	276	182	265	260	287
41967	6400	6400	2950	2807				
	60	60	31	45	23	75	40	40
270	269		591			594	268	
7273	365		9716			3406	3396	
240.20	80	40	112.80					
99	31-65	83	79-71					
112	82	80				65-66	69-62	

P L E N T Y

461-2000
Lake

Abandonment of Wesleyan Avenue
Portion of

Plat 44

List

276 Jake Kaplan, LTD
206 Elmwood Avenue
Providence, R.I. 02907

279 Same

281 Same

284 Same

317 Luz M. Garcia
134 Wesleyan Avenue
Providence, R.I. 02907

318 Allen M. + Alice Shartzer
37 Hedden Circle
East Providence, R.I. 02907

320 Jake Kaplan, LTD

321 Same

Cont.

Plot 44

Lot
322

Same

323

Same

324

Same

376

Same

378 Proposed Lots Lot 729

Councilwoman Barbara Young
Ward 11

City Sergeant



DEPARTMENT OF CITY CLERK
CITY HALL, PROVIDENCE, R. I. 02903

ROSE M. MENDONCA, CITY CLERK

Luz M. Garcia
134 Wesleyan Avenue
Providence, R. I. 02907

HAND DELIVER

Undeliverable - 12/11/89



DEPARTMENT OF CITY CLERK
CITY HALL, PROVIDENCE, R. I. 02903

ROSE M. MENDONCA, CITY CLERK

Luz M. Garcia
134 Wesleyan Avenue
Providence, RI 02907

Un. L. C. 10/11

*110 house w/ this no.
7600 Jake Kaplan & ... on spot*

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: ABANDONMENT OF WESLEYAN AVENUE, PORTION OF

<u>Plat</u>	<u>Lot</u>	<u>Address</u>
44	276	Jake Kaplan, LTD 206 Elmwood Avenue Providence, RI 02907 <i>OK</i> <i>7/28/89</i>
44	279	"
44	281	"
44	284	"
44	317	Luz M. Garcia 134 Wesleyan Avenue Providence, RI 02907 <i>No house w/ this no.</i>
44	318	Allen M. & Alice Shartzter 37 Hedley Circle East Providence, RI 02907 <i>OK</i> <i>7/31/89</i>
44	320	Jake Kaplan, LTD
44	321	"
44	322	"
44	323	"
44	324	"
44	376	"
44	378	Dropped Into lot 729

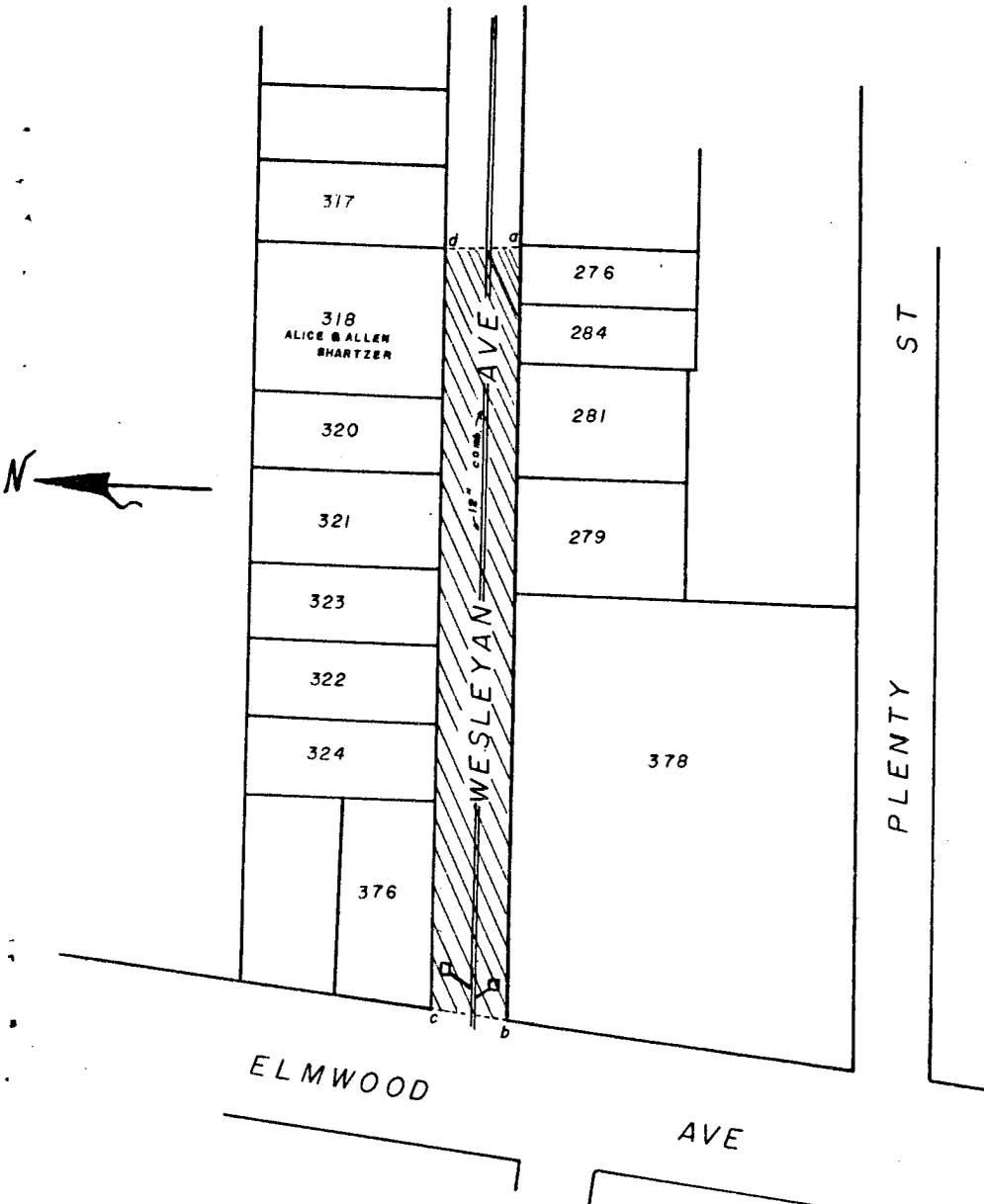
Councilwoman Balbina Young
Ward 11

7/28/89

City Sergeant

Ralph L. Angilman
7/31/89

PROVIDENCE
 CITY REGISTER
 Plan No 064458
 Date 6-27-89



NOTE
 1) CROSS HATCHED AREA (A-B-C-D-A)
 INDICATES PROPOSED ABANDONMENT
 2) FULL SEWER EASEMENT REQUIRED
 3) EXCEPT AS NOTED, ALL LOTS ARE
 OWNED BY J-KAP REALTY.
 ALL LOTS FROM AP 44

WESLEYAN AVE ABAND.
 J.A. JEFFREY RVR
 NONE 6-27-89
Jane T. Allen
A. J. Stanzone

BID FORMS ENCLOSED FOR:
 1 MEDIUM SIZE COPIER AS PER
 SPECIFICATIONS
 P.S. FIRE DEPARTMENT 12-11-89