

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 114

Approved February 25, 1977

COMMUNICATIONS SECTION
FEB 25 1977

RESOLVED, that permission is hereby granted to Oster Realty Company, 50 Sims Avenue, Providence, to encroach upon that public sidewalk at 40 Sims Avenue, Providence, for the purpose of the construction of a door which would require it to swing over a portion of said sidewalk, all in accordance with accompanying Petition.

IN CITY COUNCIL

FEB 17 1977
READ AND PASSED

Robert J. Dutton
PRES.
William C. Casper
CLERK

APPROVED
MAYOR

Joseph A. Casper
FEB 25 1977

FEB 7 1 30 PM

APPROVED

MAYOR

FEB 25 1977

THE COMMITTEE ON

Public Works

Approves Passage of
The Within Resolution

Vernicee Beapin

Feb 7, 1977

Clark

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

For permission to encroach upon that public sidewalk at 40 Sims Avenue, Providence, for the purpose of the construction of a door which would require it to swing over a portion of said sidewalk.

OSTER REALTY COMPANY
50 Sims Avenue
Providence, Rhode Island
By its Attorney


Frank Caprio
1239 Hartford Avenue
Johnston, Rhode Island

IN CITY COUNCIL

FEB 3 1977

FIRST READING

REFERRED TO COMMITTEE ON

PUBLIC WORKS

Ernest Cooper
CLERK

*Councilman Needs,
by Request*

FRANK CAPRIO
ATTORNEY AT LAW

1239 HARTFORD AVENUE, JOHNSTON, RHODE ISLAND 02919
751-2020

January 28, 1977

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

Dear Vinnie:

Enclosed is a correspondence which my client received relative to the matter I discussed on the phone with you.

Whatever assistance can be afforded, will be greatly appreciated

Also enclosed is a copy of a letter from my client.

Very truly yours,



Frank Caprio

FC:lmc

Enclosures

PROPERTY

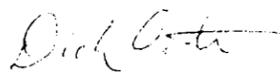
I might add there is no pedestrian traffic on the sidewalk. Also, the city has street codes which vary from doors swinging in and doors swinging out as per Mr. Ekman's letter of January 21, 1977, copy attached, (listing an alternative.)

I do believe that from a safety viewpoint, beyond any reasonable doubt, that allowing us the variance would not interfere in any manner with pedestrian traffic, which there is none, and would greatly insure the safety of the occupants of said structure.

If any further information is requested, please do not hesitate to call.

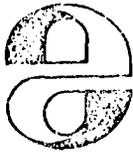
Thank you.

Very truly yours,



RMO:GMB

encls.



ekman-klaeson incorporated AIA ARCHITECTS

90 WARWICK AVENUE CRANSTON, RHODE ISLAND 02905
TELEPHONE 461-5329 461-3321

January 21, 1977

A.J. Oster Company
50 Sims Avenue
Providence, R.I. 02909

Attention: Mr. Dick Oster

Re: The Jewelry Institute

Gentlemen:

To confirm our phone conversation, I asked the City Building Inspector to review the exceptions that we were applying for in the Cities Building Ordinance. One of the exceptions is covered under Section 614.73, Ground Floor Occupancy Doors, which states that doors "shall swing with egress travel and shall not project beyond the street lot lines at any point in their swing".

The first floor door from stairway #112 does swing over the City sidewalk. Although this Section falls within the Building Ordinance, I was told by the Building Inspector that we would have to go before the City Council, for an exception, to have this door swing over the sidewalk.

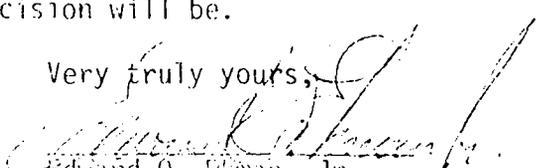
If we attempt to ask for the door to swing in we would have to apply to the City as well as the State for an exception.

I know that State appeal board has a long waiting period and I am sure we would be in for a long delay. I would not recommend that the door swing in either. It could be a disaster if, God forbid, there was a serious fire in that building.

As I explained, we can solve the problem, by creating a small vestibule on the first floor in your existing space. I have enclosed a sketch showing how this could be done.

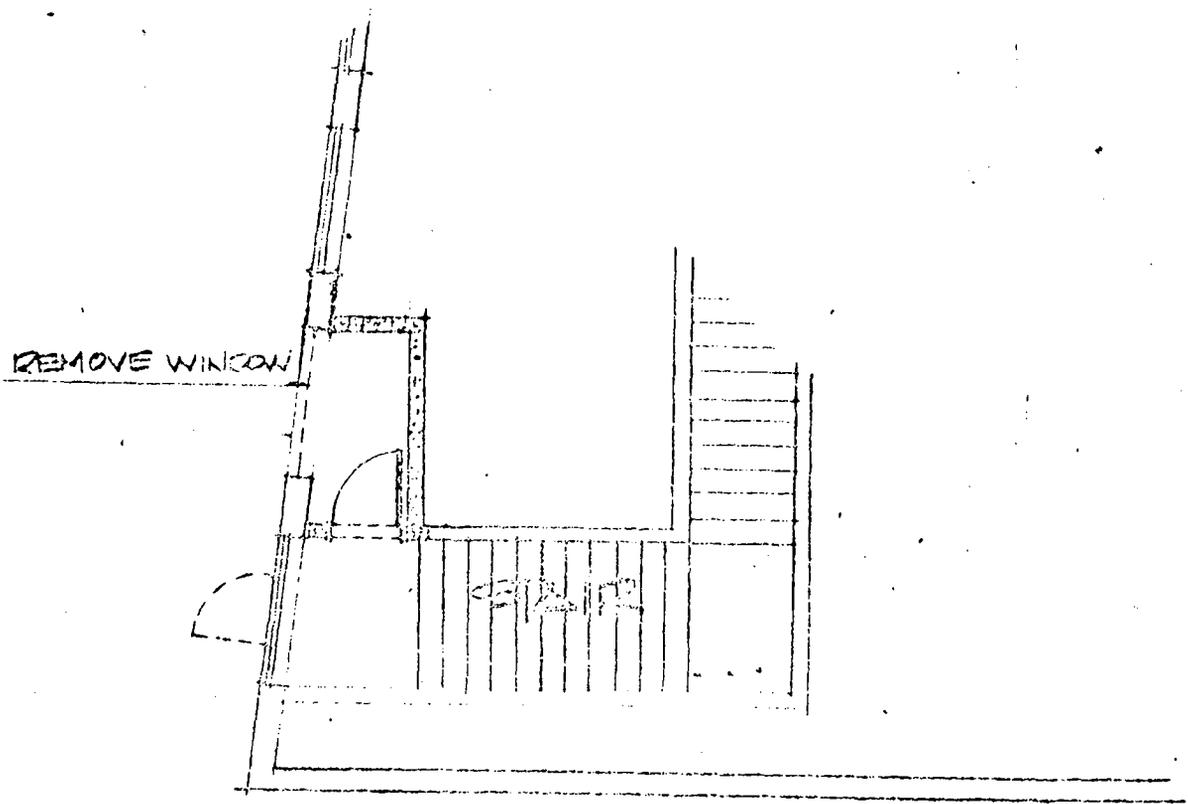
It was my understanding that you will pursue this matter. Keep us informed as to what your decision will be.

Very truly yours,


Edward O. Ekman, Jr

EOEJR:lw
Enclosure
cc: Hinckley Allen Salisbury & Parsons
The Jewelry Institute

EDWARD O. EKMAN, JR. AIA
ARTHUR B. KLAESON, JR. AIA
JOSEPH E. BLOUNT AIA



PROPOSED ENTRANCE
JEWELRY INSTITUTE



January 24, 1977

A.J. Oster Company
50 Sims Ave.
Providence, R.I. 02909

Re: Jewelry Institute

Attention: Mr. Richard Oster

Gentlemen:

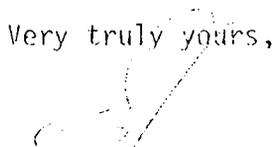
Enclosed are petition forms to the City Council. I would suggest that your attorney fill these out.

The paragraph that we are asking a variance on is 614.73 of the City Building Code. This states that the door "shall not project beyond the street lot line at any point in their swing."

If this petition is in the City Clerk's office before January 31, 1977, at noon time, the City Council may hear it on February 3, 1977.

I have also enclosed your receipt for the \$25.00 fee to the City Collector.

Very truly yours,


Edward O. Ekman, Jr.

EOEJR:lw

Enclosure