

RESOLUTION OF THE CITY COUNCIL

No. 321

Approved June 16, 1997

RESOLVED, DECREED AND ORDERED:

That the following named streets shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works-Engineering Office, Street Line Section Plan No. 0064573 dated 9 April 1996.

VIZ:

A portion of Hebron and Gainer Streets, shown as cross hatched area on accompanying plan and designated by the letters (A-B-C-D-E-A) 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) Petitioner shall tender to the City of Providence the amount of One Thousand One Hundred Forty (\$1,140.00) Dollars in legal tender U.S.

(2) The Petitioner shall convey an easement acceptable to the Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need to be relocated in order to comply with an intended use, the petitioner shall assume all costs of relocation.

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
JUN 5 1997
READ AND PASSED

Evelyn V. Fargnoli

PRES.

Michael R. Clement

CLERK

APPROVED

JUN 16 1997

Vincent A. Cianci

MAYOR

IN CITY COUNCIL
Feb. 15, 1996
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael R. Cleary CLERK

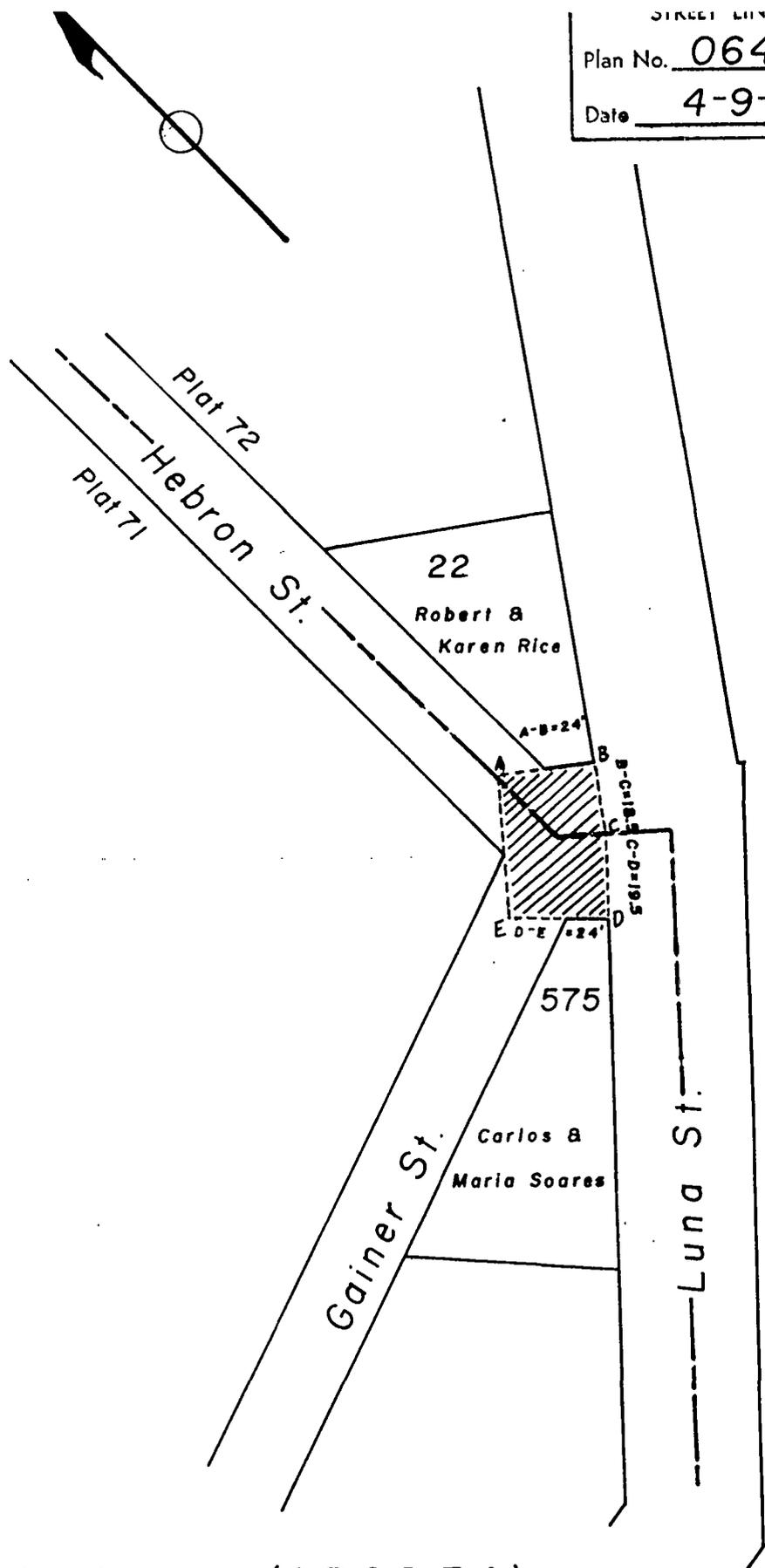
THE COMMITTEE ON

Julian Holt
Recommends *P.H.*
Burlin G. Finner

5/13/97 Clerk *H. Lee* *5/13/97*

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution

Burlin G. Finner
5/28/97 Clerk



STREET LINE SECTION

Plan No. 064573
 Date 4-9-96

Notes: Cross-hatched area (A-B-C-D-E-A) indicates proposed abandonment of a portion of Hebron & Gainer Sts. at Luna St.

Total Square Footage = +/- 912 ft.

Lot Numbers Taken From A.P. 71 & 72

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed abandonment of a portion of Hebron/Gainer at Luna St.
 Drawn by Steve Z. Checked by J.F.M.
 Scale 1" = 40' Date 4-9-96
 Correct James F. Mann Associate Engr.
 Approved _____
 CHIEF ENGINEER

JOHN J. PARTINGTON
COMMISSIONER

COLONEL URBANO PRIGNANO, JR.
CHIEF OF POLICE



VINCENT A. CIANCI, JR.
MAYOR

Department of Public Safety, Police Department

"Building Pride in Providence"

March 29, 1996

The Honorable Robert M. Clarkin
Chairman
Committee on Public Works
City Council Office
City Hall
Providence, RI 02903

Dear Councilman Clarkin:

Enclosed is a memorandum from Lieutenant Guido Laorenza, Commanding Officer, Traffic Bureau, regarding the abandonment of Hebron and Gainer Streets.

As you can see, this information is self-explanatory, and the Lieutenant does not see a problem with your request.

If you require further discussion on this matter, please do not hesitate to contact Lieutenant Laorenza at 272-3121, ext. 2133.

Sincerely,

A handwritten signature in black ink, appearing to read "Colonel Urbano Prignano, Jr.", is written over the typed name and title.

URBANO PRIGNANO, JR.
Colonel
Chief of Police

UP:imi

Enclosure

PROVIDENCE POLICE DEPARTMENT

March 28, 1996

To: Colonel Urbano Prignano, Chief of Police

Lieut. Guido A. Laorenza, Traffic Bureau

From:

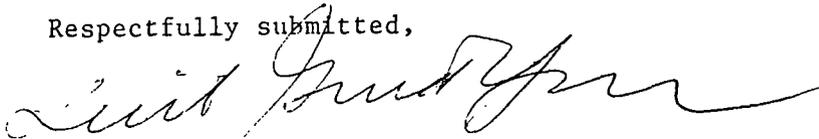
Petition to abandon Hebron Street and Gainer Street

Subject:

Sir:

After viewing the area of Hebron Street and Gainer Street
I do not foresee any problem with the abandonment of these
two streets.

Respectfully submitted,



Lieut. Guido A. Laorenza
Traffic Bureau

Providence Fire Department

Division of Fire Prevention

209 Fountain Street

Providence, Rhode Island 02903-3255

(401) 421-8290



Feb. 23, 1996

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

Chairman Clarkin,

I have reviewed the petition to abandon portions of Hebron and Gainer Streets by Robert and Karen Rice. Fulfilling their request would not have a negative impact on fire protection in the area, therefore the Fire Department has no objection to the request.

David D. Costa
Act. Fire Marshal

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:

Karen & Robert Rice
The undersigned respectfully petitions your honorable body
Shutesbury, MA 01072
(413) 252-1947

Mr. Michael R. Clement, City Clerk
Department of City Clerk
Providence City Hall
Providence, RI 02903

Dear Mr. Michael Clement:

We were given your name and guided as to how to go about this by Diana Bethell, our real estate agent. We are writing to request a petition to abandon a paper road.

We own a home on the corner of Luna St. and Hebron St. (off of Branch Ave.). We bought the home at 46 Luna St. (Lot 50), 9 yrs. ago, without being told half of our yard (which had nice tall trees and privacy) was really a paper road. We had to move three years ago and since we couldn't sell the house in time, had to rent it. We are still trying to sell it and have been having a hard time of it without the added burden recently caused by the paper road becoming a real road again (Hebron), and half of our yard being torn out, and the trees taken down. The real estate has been doing poorly in RI and the prices have plummeted. We are already trying to sell the house at a great loss. Someone is interested in buying the house if your office would consider abandoning the rest of the paper roads.

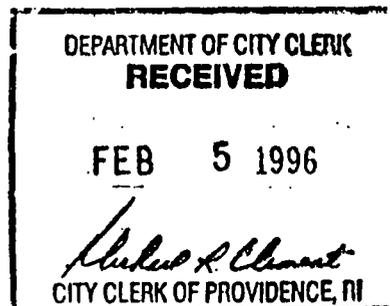
The parking on Luna St. is very lacking and we already had many neighbors using our driveway for parking. If we could get the rest of Hebron and Gainer Streets abandoned, we would at least be able to have a parking location for the house.

We appreciate your taking the time to read this letter and would really appreciate any help you could give us in this matter.

Thank you.

Sincerely,

Robert & Karen Rice



Petition to abandon a paper road
Check #1287 - \$75.00
Navy Federal Credit Union
Robert H. Rice and Karen E. Rice

Ferdinand C. Ihenacho, P.E.

~~XXXXXXXXXXXX~~

Director



VINCENT A. CIANCI, JR.

Mayor

Department of Public Works

"Building Pride In Providence"

July 26, 1996

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

Re: Proposed Abandonment/Portion
Hebron/Gainer at Luna Street

Dear Councilman Clarkin:

This department has no objection to the above-captioned proposed/portion abandonment of Hebron/Gainer Sts. at Luna Street, , in accordance with the accompanying plan, entitled " Providence, R.I., P.W. Dept. - Engineering Office, Street Line Section, Plan No. 064573, Dated: 4/9/96". Portion area to be abandoned is shown as cross-hatched area, designated as A, B, C, D, E, A on the accompanying plan.

It is noted that there are no easements required relative to this proposed abandonment. Total square footage of proposed/portion abandonment is 912 feet +. Lot numbers on this plan were taken from City of Providence, Assessor's Plat No. 71 and No.72.

Enclosed herewith find a list of abutting property owners affected by this proposed portion abandonment of Hebron and Gainer Streets at Luna Street. If this department can further assist you in this regard, please advise.

Very truly yours,

A handwritten signature in black ink, appearing to read "F. Ihenacho".

Ferdinand C. Ihenacho, P.E.
Director of Public Works

CC: John D'Amico, Esq.-Law Dept.
Michael Clement, City Clerk ✓
JTM
Jlc
SZ

700 Allens Avenue ● Providence, Rhode Island 02905

(401) 467-7950 (Voice) ● 751-0203 (TDD) ● 941-2567 (Facsimile)

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:

PROPOSED ABANDONMENT OF A PORTION OF HEBRON & GAINER STREETS.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
72	22	Robert & Karen Rice Mary A. Broccoli 46 Luna Street Providence, RI 02904
71	575	Carlos & Maria Soares 40 Luna Street Providence, RI 02904

PETITIONER

Robert H. & Karen E. Rice
315 W. Pelham Road
Shutesbury, MA 01072

Ralph P. Gyzlinski
City Sergeant
Date: 3/11/97

Councilwoman Carol A. Romano
Ward 4

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery
(Extra charge) (Extra charge)

3. Article Addressed to:

Carlos & Maria Soares
33 Titus Street
Cumberland, RI 02864

4. Article Number

789001

Type of Service:

- Registered Insured
 Certified COD
 Express Mail Return Receipt
for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

A. Signature - Addressee

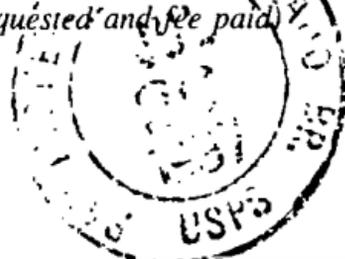
X Maria Soares

B. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)



UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS



SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

FILED

JUL 28 10 04 AM '97

PENALTY FOR PRIVATE
USE, \$300

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

RETURN
TO



Print Sender's name, address, and ZIP Code in the space below.

City Clerk's Department

25 HARRANCE STREET

PROVIDENCE, RI 02903

Attn: B. Pourier



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

MICHAEL R. CLEMENT, CITY CLERK

Plot 71
Lot 575

HAND DELIVERED ✓

33 Titan - City Hall Mail
1 Plane Delivered - 40 Luna St.

Carols & Maria Soares

~~40 Luna Street~~ *33 Titan* *33 TITUS*
~~Providence, RI 02904~~ *ST.*

Cumberland, 02864

PROPOSED ABANDONMENT OF A PORTION
OF HEBRON & GAINER STS. @ LUNA ST.

PLAT 72

LOT 22 ROBERT & KAREN RICE

PLAT 71

LOT 575 CARLOS & MARIA SOARES

Ferdinand C. Ihenacho, P.E.

~~XXXXXXXXXXXX~~

Director



VINCENT A. CIANCI, JR.

Mayor

Department of Public Works

"Building Pride In Providence"

July 26, 1996

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

Re: Proposed Abandonment/Portion
Hebron/Gainer at Luna Street

Dear Councilman Clarkin:

This department has no objection to the above-captioned proposed/portion abandonment of Hebron/Gainer Sts. at Luna Street, , in accordance with the accompanying plan, entitled " Providence, R.I., P.W. Dept. - Engineering Office, Street Line Section; Plan No. 064573, Dated: 4/9/96". Portion area to be abandoned is shown as cross-hatched area, designated as A, B, C, D, E, A on the accompanying plan.

It is noted that there are no easements required relative to this proposed abandonment. Total square footage of proposed/portion abandonment is 912 feet +. Lot numbers on this plan were taken from City of Providence, Assessor's Plat No. 71 and No.72.

Enclosed herewith find a list of abutting property owners affected by this proposed portion abandonment of Hebron and Gainer Streets at Luna Street. If this department can further assist you in this regard, please advise.

Very truly yours,

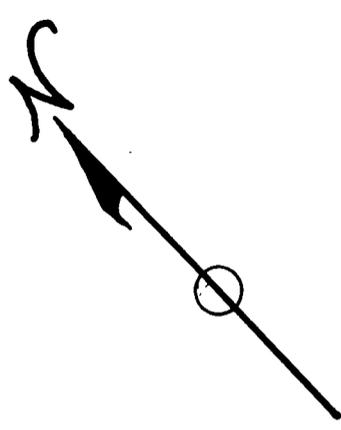
A handwritten signature in black ink, appearing to read "F. Ihenacho", written over a horizontal line.

Ferdinand C. Ihenacho, P.E.
Director of Public Works

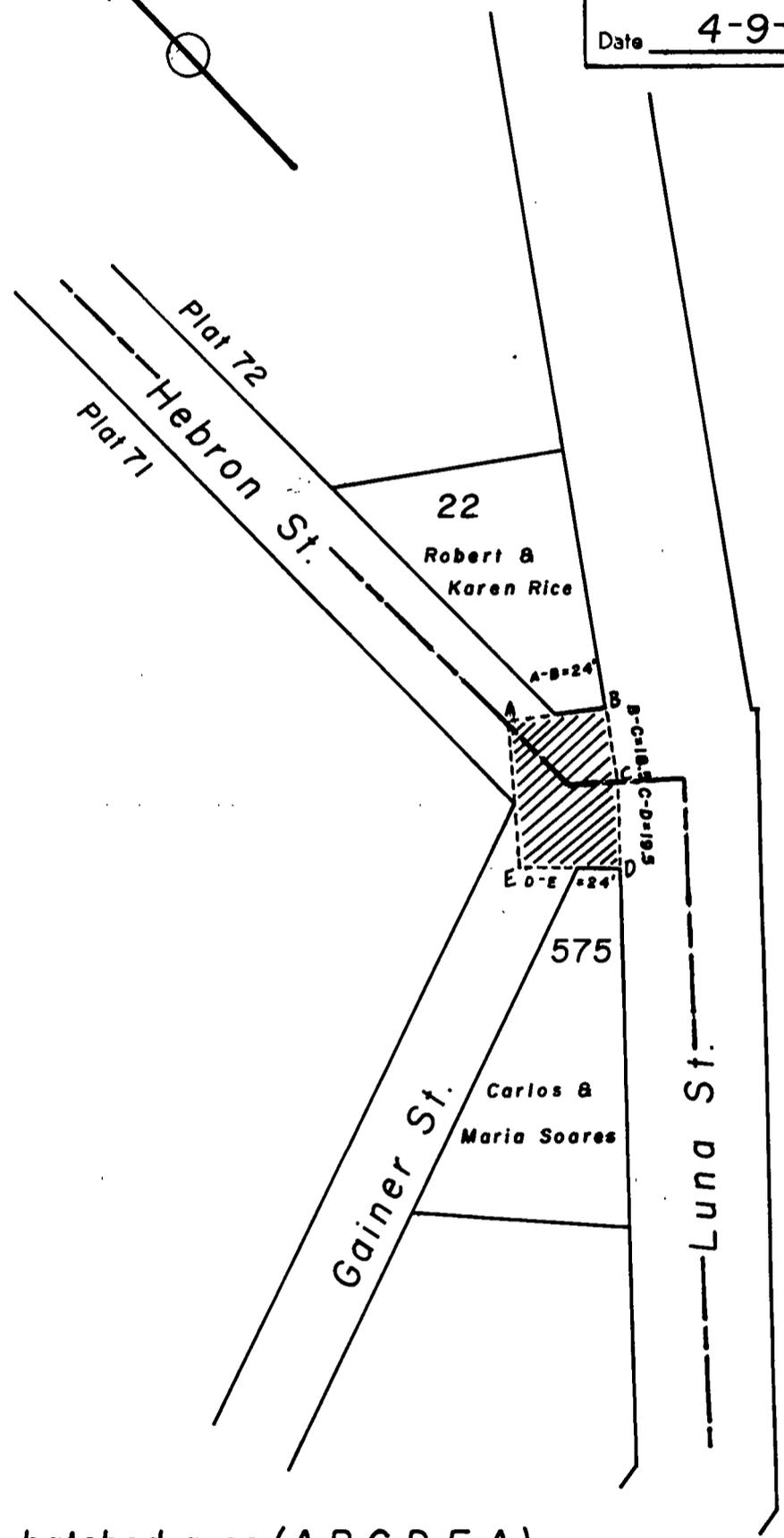
CC: John D'Amico, Esq.-Law Dept.
Michael Clement, City Clerk
JTM
Jlc
SZ

700 Allens Avenue ● Providence, Rhode Island 02905

(401) 467-7950 (Voice) ● 751-0203 (TDD) ● 941-2567 (Facsimile)



PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064573
 Date 4-9-96



Notes: Cross-hatched area (A-B-C-D-E-A) indicates proposed abandonment of a portion of Hebron & Gainer Sts. at Luna St.

Total Square Footage = +- 912 ft.

Lot Numbers Taken From A.P. 71 & 72

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed abandonment of a portion of Hebron/Gainer at Luna St.
 Drawn by Steve Z. Checked by J.Z.M.
 Scale 1" = 40' Date 4-9-96
 Corrected James F. Moran Associate Engr.
 Approved _____ CHIEF ENGINEER

PROPOSED ABANDONMENT OF A PORTION
OF HEBRON & GAINER STS. @ LUNA ST.

PLAT 72

LOT 22 ROBERT & KAREN RICE

PLAT 71

LOT 575 CARLOS & MARIA SOARES

ARMANDO PARILLO
Chairman

JOEL D. LANDRY, II, ESQ.
Vice Chairman

JAMES LOMBARDI
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 DI RUZZO
City Councilwoman

EVELYN V. FARGNOLI
City Councilwoman

MARY A. NOCERA
Member

JOYCE TESSERIS
Member

February 23, 1996

Mr. & Mrs. Robert Rice
315 West Pelham Road
Shutesbury, Massachusetts 01072

SUBJECT: Petition for Street Abandonment
Portions of Hebron and Gainer Streets
Providence, Rhode Island

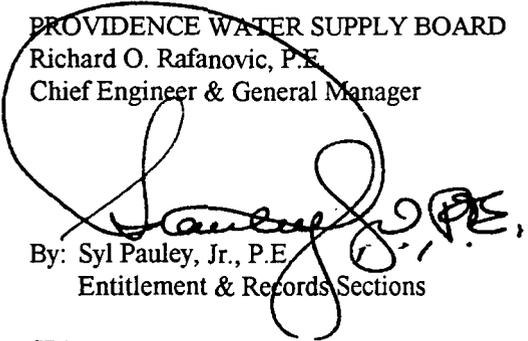
Dear Mr. & Mrs. Rice:

We have received a copy of a Petition to the City Council for the abandonment of portions the referenced streets—at the intersection of Luna Street—from the Providence City Clerk. It is the Policy of the Providence Water Supply Board to collect a fee, as authorized by the R.I. Public Utilities Commission, to review this type of request. Please forward your check in the amount of \$75.00, made payable to the "CITY COLLECTOR, PROVIDENCE WATER SUPPLY BOARD", at your earliest convenience. **Our review will commence as soon as we receive your payment.**

If you have any questions, please do not hesitate to contact me at (401) 521-6300 EXT 170.

Very truly yours,

PROVIDENCE WATER SUPPLY BOARD
Richard O. Rafanovic, P.E.
Chief Engineer & General Manager


By: Syl Pauley, Jr., P.E.
Entitlement & Records Sections

SP/s
cc: P. Gadoury, P.E.
R. Kilduff, P.E.
M. Clement, City Clerk
File

FEECOL49.SAM

ARMANDO PARILLO
Chairman

JOEL D. LANDRY, II, ESQ.
Vice Chairman

JAMES LOMBARDI
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 DI RUZZO
City Councilwoman

EVELYN V. FARGNOLI
City Councilwoman

MARY A. NOCERA
Member

JOYCE TESSERIS
Member

March 15, 1996

Mr. Michael Clement
City Clerk
City Hall
25 Dorrance Street
Providence, Rhode Island 02903

SUBJECT: Petition for Street Abandonment
Portions of Hebron and Gainer Streets
Providence, Rhode Island

Dear Mr. Clement:

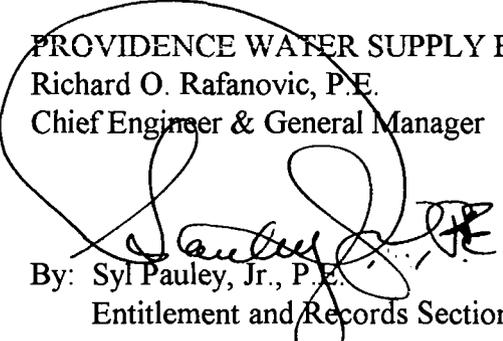
We have reviewed the referenced Petition for impact on the Providence Water Supply Board (PWSB) system. Our records indicate that the portions of Hebron and Gainer Streets—at Luna Street—does not have any PWSB water services, mains or appurtenances installed therein. Accordingly, the PWSB has no objection to the proposed abandonment.

If you have any questions, please feel free to contact me at (401) 521-6300 EXT 170.

Respectfully,

PROVIDENCE WATER SUPPLY BOARD

Richard O. Rafanovic, P.E.
Chief Engineer & General Manager



By: Syl Pauley, Jr., P.E.
Entitlement and Records Sections

SP/s

cc: P. Gadoury, P.E.
R. Kilduff, P.E.
File

ABNLTR15.SAM

NANCY L. DERRIG
SUPERINTENDENT OF PARKS



VINCENT A. CIANCI, JR.
MAYOR

Department of Public Parks
"Building Pride In Providence"

February 26, 1996

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

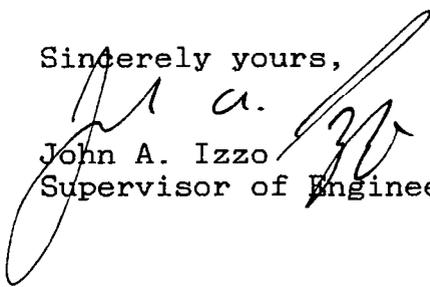
RE: Abandonment of Hebron and Gainer Sts.

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 Hebron and Gainer streets, will in no way effect any Parks 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 Department of Public Parks facility marked in GREEN.

Sincerely yours,


John A. Izzo
Supervisor of Engineering & Planning

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: February 20, 1996

TO: Nancy Derrig, Superintendent of Parks

SUBJECT: PETITON TO ABANDON A PAPER ROAD -
HEBRON STREET AND GAINER STREET

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

DISPOSITION: The accompanying petition 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. Fairie
Senior Deputy City Clerk

GEORGE CALCAGNI

Chair



VINCENT A. CIANCI, JR.

Mayor

PROVIDENCE CITY PLAN COMMISSION

"Planning the Future of Providence"

March 27, 1996

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

Attention: Mr. Michael R. Clement, City Clerk

Subject: CPC Referral No. 3087 - Petition to abandon a portion of Hebron and Gainer Streets on Assessor's Plat 72 Lot 22.

Dear Councilman Clarkin:

The City Plan Commission at its regular meeting on March 21, 1996, reviewed and evaluated the subject referral to abandon a portion of Hebron and Gainer Streets on Assessor's Plat 72 Lot 22.

The petitioners are Robert and Karen Rice, owners of adjacent property described as Lot 22 on Assessor's Plat 72. On the opposite side of the property are Carlos and Maria Soares owners of Lot 575 who reside at 40 Luna Street, Providence.

A field inspection revealed that the subject right-of-way, at the intersection of Hebron, Gainer and Luna Streets, exists only on paper. In fact, this portion of the public right-of-way has perhaps never been used as a road because of the severe drop in elevation between Luna Street and Hebron Street. The ten-foot drop is accommodated by a massive retaining wall, and therefore connecting the three streets would be practically impossible. The subject of the proposed abandonment is paved and is presently used as a parking lot for the area residents.

The petitioner, Mr. Robert Rice was present in the meeting. Also, Mr. Van Noppen, who is

developing several scattered site homes for the Providence Housing Authority, (situated between Gainer, Hebron and Stone Streets), was in attendance. Both gentlemen confirmed that Gainer Street is impassible and will never be a true right-of-way. There are no buildings that front onto Gainer Street and the developer plans to install a fence during housing construction. Mr. Van Noppen suggested the whole length of Gainer Street should be abandoned since it serves no useful public purpose.

Staff investigation found the subject portion of land serves no useful purpose as a right-of-way. Therefore, the Commission voted to advise the Committee on Public Works that this petition to abandon be approved.

Regards,



Thomas E. Deller, AICP
Deputy Director

cc: Karen and Robert Rice, petitioners
Carlos and Maria Soares, abutter

GEORGE CALCAGNI

Chair



VINCENT A. CIANCI, JR.

Mayor

PROVIDENCE CITY PLAN COMMISSION

"Planning the Future of Providence"

March 27, 1996

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

Attention: Mr. Michael R. Clement, City Clerk

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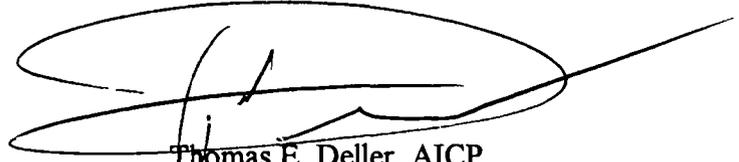
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Regards,



Thomas E. Deller, AICP
Deputy Director

cc: Karen and Robert Rice, petitioners
Carlos and Maria Soares, abutter

CPC REFERRAL NO. 3087 - ABANDONMENT OF THE INTERSECTION OF PAPER STREETS - HEBRON STREET AND GAINER STREET

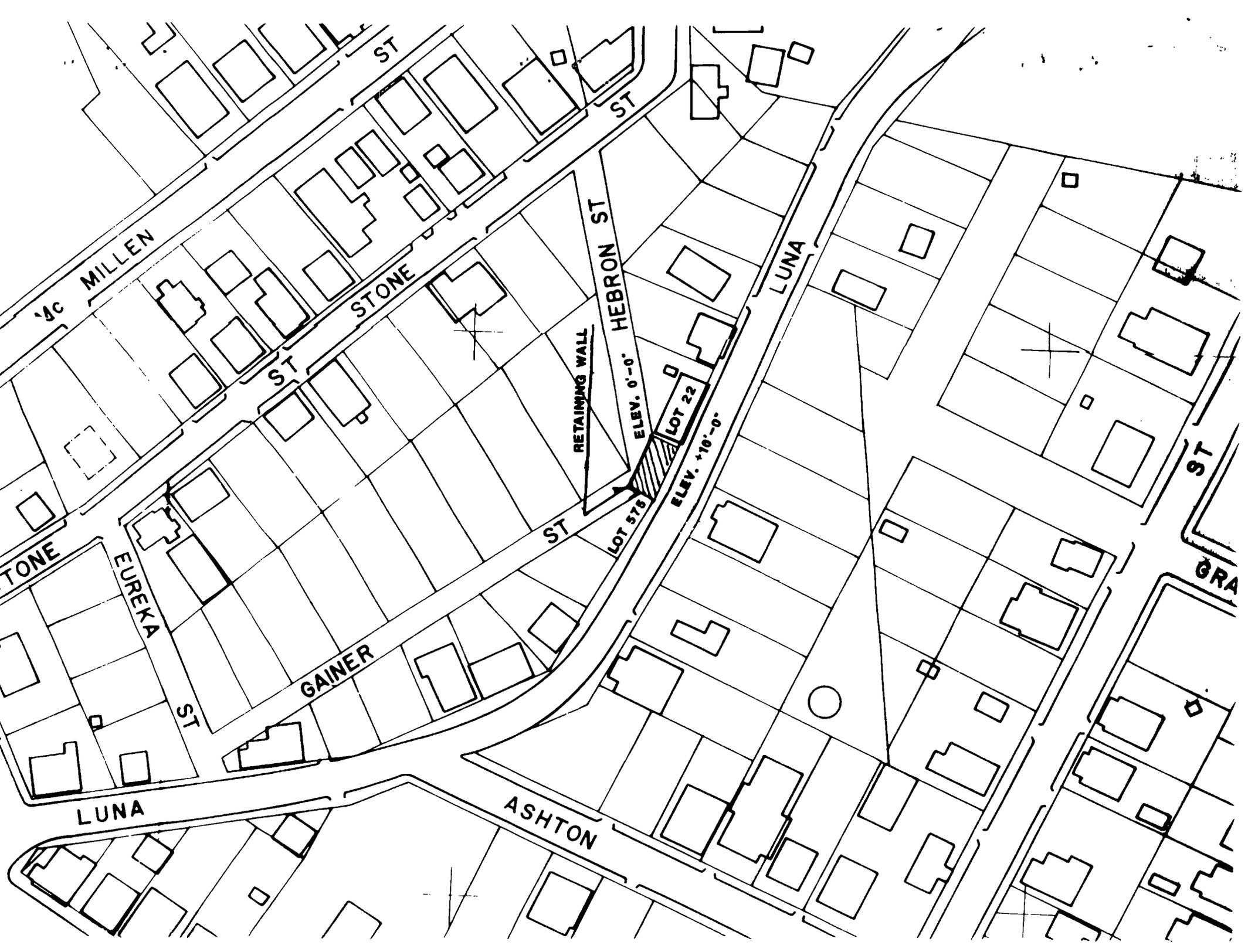
A communication was received from the Committee on Public Works dated February 20, 1996 requesting the City Plan Commission's recommendation on the proposed abandonment of a portion of two paper roads - Hebron Street and Gainer Street.

The petitioners are Robert and Karen Rice, owners of an adjacent property described as lot 22 on Assessor's Plat 72.

A field inspection revealed that the subject of the proposed abandonment, the intersection of Hebron, Gainer and Luna Streets, exists only on paper. In fact, this portion of the public right-of-way has perhaps never been used as a road because of the severe drop in elevation between Luna Street and Hebron Street. The ten-foot drop is accommodated by a massive retaining wall, and therefore connecting the three streets would be practically impossible. The subject of the proposed abandonment is paved and is presently used as a parking lot for the area residents.

The proposed abandonment would increase the land area of lot 22 Plat 72 and would provide the owners with adequate off street parking.

The staff recommends that the Commission advise the Committee on Public Works that no objection is offered to this abandonment. However, according to the law, the abandoned strip of land would have to be divided between the petitioner and the owner of the adjacent property, Lot 575 on Assessor's Plat 71. Therefore the owner of lot 575 plat 71 should be consulted before abandonment is granted.



Mc MILLEN

STONE

HEBRON ST

LUNA

STONE

EUREKA

GAINER

ASHTON

LUNA

GRA

RETAINING WALL

ELEV. 0'-0"

LOT 22

ELEV. +10'-0"

LOT 578

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

SAM
- CPC
Agenda
March 9,

CPC Ref. No. 308

DATE: February 20, 1996

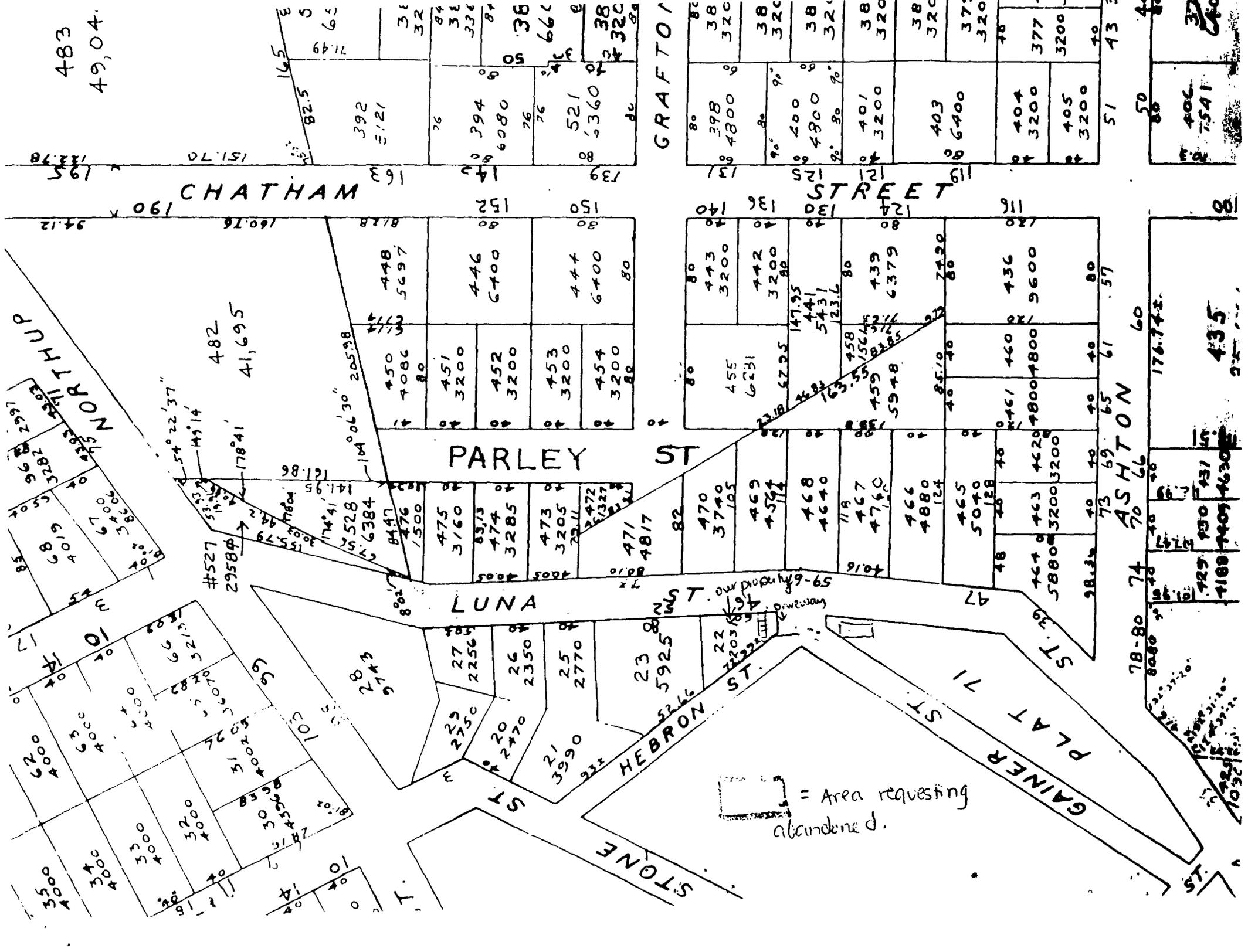
TO: Thomas Deller, Department of Planning of
Development

SUBJECT: PETITION TO ABANDON A PAPER ROAD -
HEBRON STREET AND GAINER STREET

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

DISPOSITION: The accompanying petition 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. Scire
Senior Deputy City Clerk



483
49,04.

PURTRON
NON
THUP

CHATHAM

PARLEY ST

LUNA ST

ST

ST

ST

ST

ST

ST

GRAFTON

STREET

ASHTON

GAINER PLAT 71

□ = Area requesting abandoned.

3500	3000	3000	3000	3000	3000
3000	3000	3000	3000	3000	3000
3000	3000	3000	3000	3000	3000
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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:

Karen & Robert Rice
The undersigned respectfully petition your honorable body
Shutesbury, MA 01072
(413) 257-1247

Mr. Michael R. Clement, City Clerk
Department of City Clerk
Providence City Hall
Providence, RI 02903

Dear Mr. Michael Clement:

We were given your name and guided as to how to go about this by Dawn Bethell, our real estate agent. We are writing to request a petition to abandon a paper road.

We own a home on the corner of Luna St. and Hebron St. (off of Branch Ave.). We bought the home at 46 Luna St. (Lot 50), 9 yrs. ago, without being told half of our yard (which had nice tall trees and privacy) was really a paper road. We had to move three years ago and since we couldn't sell the house in time, had to rent it. We are still trying to sell it and have been having a hard time of it without the added burden recently caused by the paper road becoming a real road again (Hebron), and half of our yard being torn out, and the trees taken down. The real estate has been doing poorly in RI and the prices have plummeted. We are already trying to sell the house at a great loss. Someone is interested in buying the house if your office would consider abandoning the rest of the paper roads.

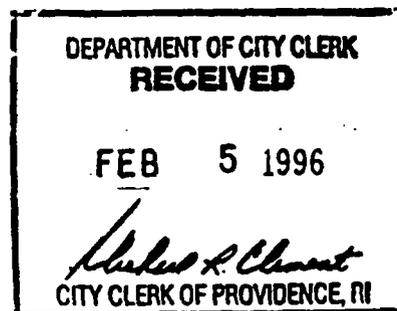
The parking on Luna St. is very lacking and we already had many neighbors using our driveway for parking. If we could get the rest of Hebron and Gainer Streets abandoned, we would at least be able to have a parking location for the house.

We appreciate your taking the time to read this letter and would really appreciate any help you could give us in this matter.

Thank you.

Sincerely,

Karen Rice
Robert Rice
Robert & Karen Rice



Petition to abandon a paper road

Check #1287 - \$75.00

Navy Federal Credit Union

Robert H. Rice and Karen E. Rice

CPC REFERRAL NO. 3087 - ABANDONMENT OF THE INTERSECTION OF PAPER STREETS - HEBRON STREET AND GAINER STREET

A communication was received from the Committee on Public Works dated February 20, 1996 requesting the City Plan Commission's recommendation on the proposed abandonment of a portion of two paper roads - Hebron Street and Gainer Street.

The petitioners are Robert and Karen Rice, owners of an adjacent property described as lot 22 on Assessor's Plat 72.

A field inspection revealed that the subject of the proposed abandonment, the intersection of Hebron, Gainer and Luna Streets, exists only on paper. In fact, this portion of the public right-of-way has perhaps never been used as a road because of the severe drop in elevation between Luna Street and Hebron Street. The ten-foot drop is accommodated by a massive retaining wall, and therefore connecting the three streets would be practically impossible. The subject of the proposed abandonment is paved and is presently used as a parking lot for the area residents.

The proposed abandonment would increase the land area of lot 22 Plat 72 and would provide the owners with adequate off street parking.

The staff recommends that the Commission advise the Committee on Public Works that no objection is offered to this abandonment. However, according to the law, the abandoned strip of land would have to be divided between the petitioner and the owner of the adjacent property, Lot 575 on Assessor's Plat 71. Therefore the owner of lot 575 plat 71 should be consulted before abandonment is granted.



Mc MILLEN

TONE

EUREKA

GAINER

LUNA

ASHTON

HEBRON ST

STONE

LUNA

GRA

RETAINING WALL

LOT 22

ELEV. +10'-0"

ELEV. 0'-0"

ST

ST

ST

ST

ST

ST

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

SAM
- CPC
Agenda
March, 96

CPC Ref. No. 3081

DATE: February 20, 1996

TO: Thomas Deller, Department of Planning of
Development

SUBJECT: PETITION TO ABANDON A PAPER ROAD -
HEBRON STREET AND GAINER STREET

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

DISPOSITION: The accompanying petition 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. Cairns
Senior 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:

Karen & Robert Rice
The undersigned respectfully petition your honorable body
Shutesbury, MA 01072
(413) 252-1947

Mr. Michael R. Clement, City Clerk
Department of City Clerk
Providence City Hall
Providence, RI 02903

Dear Mr. Michael Clement:

We were given your name and guided as to how to go about this by Diane Bethell, our real estate agent. We are writing to request a petition to abandon a paper road.

We own a home on the corner of Luna St. and Hebron St. (off of Branch Ave.). We bought the home at 46 Luna St. (Lot 50), 9 yrs. ago, without being told half of our yard (which had nice tall trees and privacy) was really a paper road. We had to move three years ago and since we couldn't sell the house in time, had to rent it. We are still trying to sell it and have been having a hard time of it without the added burden recently caused by the paper road becoming a real road again (Hebron), and half of our yard being torn out, and the trees taken down. The real estate has been doing poorly in RI and the prices have plummeted. We are already trying to sell the house at a great loss. Someone is interested in buying the house if your office would consider abandoning the rest of the paper roads.

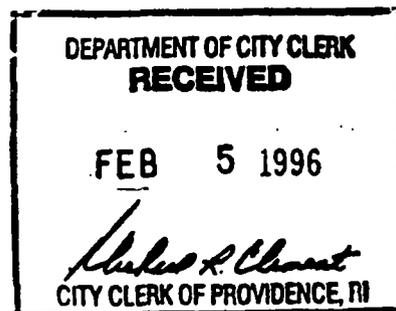
The parking on Luna St. is very lacking and we already had many neighbors using our driveway for parking. If we could get the rest of Hebron and Gainer Streets abandoned, we would at least be able to have a parking location for the house.

We appreciate your taking the time to read this letter and would really appreciate any help you could give us in this matter.

Thank you.

Sincerely,

Karen Rice
Robert Rice
Robert & Karen Rice



Petition to abandon a paper road
Check #1287 - \$75.00
Navy Federal Credit Union
Robert H. Rice and Karen E. Rice



DEPARTMENT OF PLANNING AND DEVELOPMENT

"Building Pride in Providence"

MEMORANDUM

DATE: April 3, 1997

TO : Michael Clement, City Clerk

FROM: William G. Floriani, Assistant Director
Project Management and Construction

RE : ABANDONMENT PORTION OF HERBRON AND GAINER

Pursuant to your request I have completed an appraisal of the above referenced property. The abandonment appears to require no easements and will be used to enhance private property. the property in question is in an R-3 zone and contains 912 sq. ft. of land.

The value of the parcel is as follows:

912 sq. ft. @ \$1.25 per ft. = \$1,140.00

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
Director

DATE: May 28, 1997

RE: PROPOSED ABANDONMENTS

REQUEST: To abandon a portion of Hebron Street.

DISPOSITION: No objection.

REQUEST: To abandon a portion of Chalkstone Avenue.

DISPOSITION: No objection

REQUEST: To abandon a portion of Gainer Street.

DISPOSITION: No objection.

✓ REQUEST: To abandon a portion of Cyril Court.

DISPOSITION: No objection.



The Narragansett Electric Company
280 Melrose Street
P.O. Box 1438
Providence, Rhode Island 02901-1438

March 6, 1996

Ms. Barbara A. Poirier
Department of City Clerk
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Re: Petition to Abandon Hebron and Gainer Street

Dear Barbara:

The Narragansett Electric Company (NECo) has no overhead or underground distribution facilities situated on the above referenced streets, therefore, NECo has no objection to the proposed abandonment.

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

Sincerely,



Michael D. DiNezza
Senior Real Estate Representative

NYNEX
85 High Street, Pawtucket, RI 02860
Tel 401 727 9555
Fax 401 725 4060

NYNEX

February 26, 1996

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

Attn: Robert Clarkin

RE: PETITION TO ABANDON A PAPER ROAD - HEBRON AND GAINER ST.

Dear Sir,

Upon investigation it has been determined that Nynex has no facilities on the proposed sites to be abandoned.

Very truly yours,



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

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: February 20, 1996

TO: Pamela Greenwood, New England Telephone

SUBJECT: PETITION TO ABANDON A PAPER ROAD -
HEBRON STREET AND GAINER STREET

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

DISPOSITION: The accompanying petition 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

Senior 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:

Karen & Robert Rice
The undersigned respectfully petition your honorable body
Shutesbury, MA 01072
(413) 252 1947

Mr. Michael R. Clement, City Clerk
Department of City Clerk
Providence City Hall
Providence, RI 02903

Dear Mr. Michael Clement:

We were given your name and guided as to how to go about this by Diana Bethell, our real estate agent. We are writing to request a petition to abandon a paper road.

We own a home on the corner of Luna St. and Hebron St. (off of Branch Ave.). We bought the home at 46 Luna St. (Lot 50), 9 yrs. ago, without being told half of our yard (which had nice tall trees and privacy) was really a paper road. We had to move three years ago and since we couldn't sell the house in time, had to rent it. We are still trying to sell it and have been having a hard time of it without the added burden recently caused by the paper road becoming a real road again (Hebron), and half of our yard being torn out, and the trees taken down. The real estate has been doing poorly in RI and the prices have plummeted. We are already trying to sell the house at a great loss. Someone is interested in buying the house if your office would consider abandoning the rest of the paper roads.

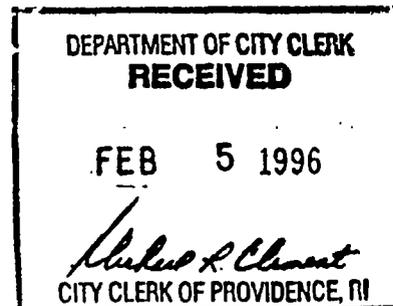
The parking on Luna St. is very lacking and we already had many neighbors using our driveway for parking. If we could get the rest of Hebron and Gainer Streets abandoned, we would at least be able to have a parking location for the house.

We appreciate your taking the time to read this letter and would really appreciate any help you could give us in this matter.

Thank you.

Sincerely,

Karen Rice
Robert Rice
Robert & Karen Rice



Petition to abandon a paper road
Check #1287 - \$75.00
Navy Federal Credit Union
Robert H. Rice and Karen E. Rice



February 26, 1996

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

RE: Abandonment
Hebron and Gainer Streets, Providence

Dear Councilman Clarkin:

Providence Gas Company recently installed a natural gas main on Hebron Street from Stone Street to service new buildings, but it does not connect to either Luna or Gainer Streets.

We have no facilities at all on Gainer Street.

As long as the abandonment of these paper streets does not include the portion of Hebron Street in front of any of the new buildings, we have no objection.

If you would like to meet at the site to more clearly define the area to be abandoned, please feel free to contact me at 272-5040, extension 521.

Sincerely,

Thomas P. Gavula, Director
Engineering & Project Management

TPG/kg

The Foundry Corporate Office Center
235 Promenade Street – Suite 500
Providence, RI
02908-5739
401 • 277 • 6680
401 • 277 • 2584 Fax
401 • 277 • 6680 TDD

Rep. Vincent J. Mesolella
Chairman

Paul Pinault
Executive Director



February 28, 1996

Ms. Barbara Poirier
Second Deputy Clerk
Department of City Clerk
City Hall
Providence, RI 02903

SUBJECT: Abandonment of City-Owned Property

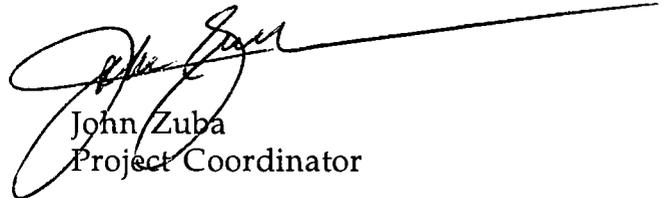
Dear Ms. Poirier:

We have reviewed your memoranda and documentation concerning the abandonment of a section of Hebron Street and Gainer Street, Providence, RI.

The NBC does not own any facility in this street. Therefore, we do not have any objection to the abandonment of these properties.

We appreciate your notification of these abandonments and the opportunity to comment.

Sincerely,



John Zuba
Project Coordinator

JZ/amr
cc: Joe Filippone, NBC



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: September 1, 1998

TO: Anthony Annarino, City Collector

SUBJECT: CHECK DEPOSITED FOR ABANDONMENT OF PROPERTY

CONSIDERED BY: Barbara A. Poirier, Second Deputy City Clerk

DISPOSITION: Accompanying is check number 577681367 with Fleet Bank in the amount of \$1,140.00 from Robert Broccoli, for deposit for abandonment of a portion of Hebron and Gainer Streets in accordance with Resolution No. 321, approved June 16, 1997, to be deposited into the Mayor's Improvement Fund (Fund 842).

cc: Thomas Deller, Deputy Director
Planning and Development
John D'Amico, Assistant City Solicitor
Robert Ricci, Recorder of Deeds
Irene Testa, Traffic Engineer

RESOLUTION OF THE CITY COUNCIL

No. 321

Approved June 16, 1997

RESOLVED, DECREED AND ORDERED:

That the following named streets shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works-Engineering Office, Street Line Section Plan No. 0064573 dated 9 April 1996.

VIZ:

A portion of Hebron and Gainer Streets, shown as cross hatched area on accompanying plan and designated by the letters (A-B-C-D-E-A) 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) Petitioner shall tender to the City of Providence the amount of One Thousand One Hundred Forty (\$1,140.00) Dollars in legal tender U.S.

(2) The Petitioner shall convey an easement acceptable to the Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need to be relocated in order to comply with an intended use, the petitioner shall assume all costs of relocation.

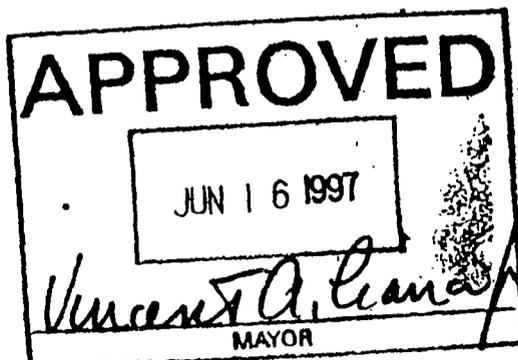
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner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

IN CITY COUNCIL

JUN 5 1997
READ AND PASSED

Evelyn V. Fargnoli
PRES.

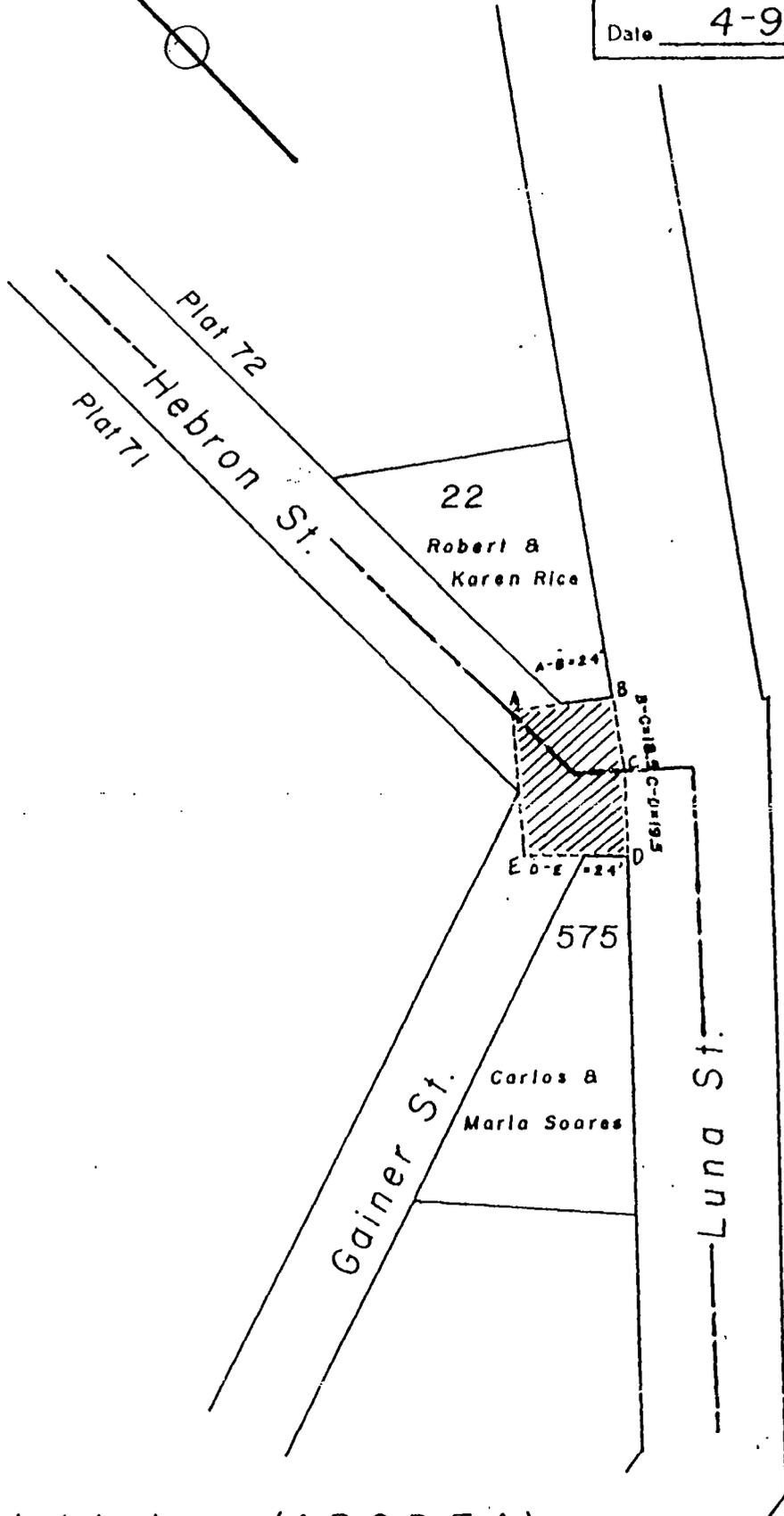
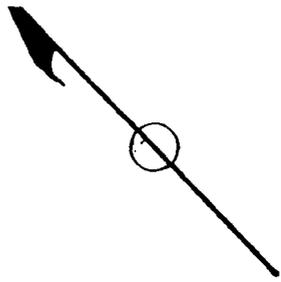
Michael R. Clement
CLERK



STREET LINE SECTION

Plan No. 064573

Date 4-9-96



Received for Record at 9 o'clock 32 min AM in
 SEP - 8 1998
Robert Z. Rice
 Recorder of Deeds

Note: Cross-hatched area (A-B-C-D-E-A) indicates proposed abandonment of a portion of Hebron & Gainer Sts. at Luna St.

Total Square Footage = +/- 912 ft.

Lot Numbers Taken From A.P. 71 & 72

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed abandonment of a portion of Hebron/Gainer at Luna St.
 Drawn by Steve Z. Checked by J.T.M.
 Scale 1" = 40' Date 4-9-96
 Corrected James T. Moran Associate Engr.
 Approved _____ CHIEF ENGINEER

3889/10-12

33/24

RECEIVED FOR RECORDS
AT 9 O'CLOCK 32 MIN.
Providence, R.I.

6 1993

Witness Robert Z. Rieth
Recorder of Deeds

CITY OF PROVIDENCE
RHODE ISLAND

COMMITTEE ON PUBLIC WORKS OF THE CITY COUNCIL

PUBLIC HEARING

RELATIVE TO ABANDONMENT OF PUBLIC HIGHWAYS ORDERED:

That all those owners of land abutting along the following streets are hereby notified to appear before the Committee on Public Works of the City Council on Tuesday, May 13, 1997 at the following times, in the Chamber of the City Council, City Hall, Providence, Rhode Island to be heard for or against the following propositions:

ABANDONMENTS

6:00 o'clock P.M.

Petition to abandon a portion of Acorn Street.

6:10 o'clock P.M.

Petition to abandon a portion of Cyrel Court.

6:20 o'clock P.M.

Petition to abandon a portion of Hebron and Gainer Streets.

6:30 o'clock P.M.

Petition to abandon a Triangular Portion of Land at the intersection of Broad and Hayward Streets.

6:40 o'clock P.M.

Petition to abandon a portion of Chalkstone Avenue.

All persons or agencies interested in the above listed abandonment Petitions will have an opportunity to be heard and/or to submit communications in writing. Copies of the proposed Petitions and information thereon may be obtained prior to the Hearing at the City Clerk's Department, City Hall, 25 Dorrance Street, Providence, Rhode Island, 02903 between the hours of 8:30 o'clock A.M. and 4:30 o'clock P.M. on regular business days. The proposed Petition may be modified or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any modification or amendment will be presented for comment in the course of the hearing.

Offices and City Council Chambers are accessible to individuals with disabilities. Individuals requesting interpreter services for the hearing-impaired must notify the Mayor's Citizens Assistance Office at 751-0203 (TDD) not less than 48 hours in advance of the hearing date.

PER ORDER THE COMMITTEE ON PUBLIC WORKS
Councilman Robert M. Clarkin, Chairman
Councilman Joseph DeLuca, Vice-Chairman
Councilwoman Rita M. Williams
Councilwoman Balbina A. Young
Councilman Ronald W. Allen

MICHAEL R. CLEMENT
CITY CLERK

For insertion in Journal and Evening Bulletin Editions of Wednesday, April 23, 1997, Wednesday, April 30, 1997 and Wednesday, May 7, 1997.

DISPLAY AD - BLACK BORDER ALL AROUND
2 COLUMNS BY WHATEVER DEPTH NECESSARY



DEPARTMENT OF CITY CLERK
CITY HALL, PROVIDENCE, R. I. 02909

MICHAEL R. CLEMENT, CITY CLERK

Robert & Karen Rice

46 Luna Street

Providence, RI 02904

HAND DELIVERED

Michael R. Clement
City Clerk



Jean M. Angelone
First Deputy

Clerk of Council

Barbara A. Poirier
Second Deputy

DEPARTMENT OF CITY CLERK
CITY HALL

RECEIPT

Received of Robert Broccoli, \$1,140.00 (One Thousand One Hundred Forty Dollars) for portion of the abandonment of Hebron and Gainer Streets. Resolution of the City Council #321, Approved June 16, 1997.

Barbara A. Poirier

Barbara A. Poirier
Second Deputy City Clerk

THE BACK OF THIS DOCUMENT HAS AN INTEGRAL WATERMARK PRINTED IN REVERSE. HOLD THE DOCUMENT AT A SMALL ANGLE TO SEE THIS SECURITY FEATURE.

OFFICIAL CHECK

Fleet 5776881367

Resolution # 321 6-16-97

PAYEE: ROBERT BROCCOLI

DATE: AUG 27, 98

43

PAY \$ *****1,140.00

TO THE ORDER OF *****1,140 DOLLARS AND 00 CENTS

Drawer: Fleet National Bank

CITY OF PROVIDENCE***

Issued By Integrated Payment Systems Inc., Englewood, Colorado
KeyBank National Association, Denver, Colorado

Antoinette Poirier
SIGNATURE

⑈ 555000 ⑆ ⑆ 102003918 ⑆ 68000577681367 ⑈

THE VARIABLE TONE BACKGROUND AREA OF THIS DOCUMENT CHANGES COLOR GRADUALLY AND SMOOTHLY FROM DARKER TONES AT BOTH TOP AND BOTTOM TO THE LIGHTEST TONE IN THE MIDDLE.

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: September 1, 1998

TO: Anthony Annarino, City Collector

SUBJECT: CHECK DEPOSITED FOR ABANDONMENT OF PROPERTY

CONSIDERED BY: Barbara A. Poirier, Second Deputy City Clerk

DISPOSITION: Accompanying is check number 577681367 with Fleet Bank in the amount of \$1,140.00 from Robert Broccoli, for deposit for abandonment of a portion of Hebron and Gainer Streets in accordance with Resolution No. 321, approved June 16, 1997, to be deposited into the Mayor's Improvement Fund (Fund 842).

cc: Thomas Deller, Deputy Director
Planning and Development
John D'Amico, Assistant City Solicitor
Robert Ricci, Recorder of Deeds
Irene Testa, Traffic Engineer

City Clerk

RESOLUTION OF THE CITY COUNCIL

No. 321

Approved June 16, 1997

RESOLVED, DECREED AND ORDERED:

That the following named streets shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works-Engineering Office, Street Line Section Plan No. 0064573 dated 9 April 1996.

VIZ:

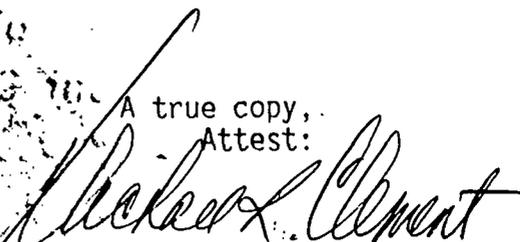
A portion of Hebron and Gainer Streets, shown as cross hatched area on accompanying plan and designated by the letters (A-B-C-D-E-A) having ceased to be useful to the public and is proposed to be abandoned as a Public Highway. Said abandonment is specifically conditioned precedent upon the following.

(1) Petitioner shall tender to the City of Providence the amount of One Thousand One Hundred Forty (\$1,140.00) Dollars in legal tender U.S.

(2) The Petitioner shall convey an easement acceptable to the Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need to be relocated in order to comply with an intended use, the petitioner shall assume all costs of relocation.

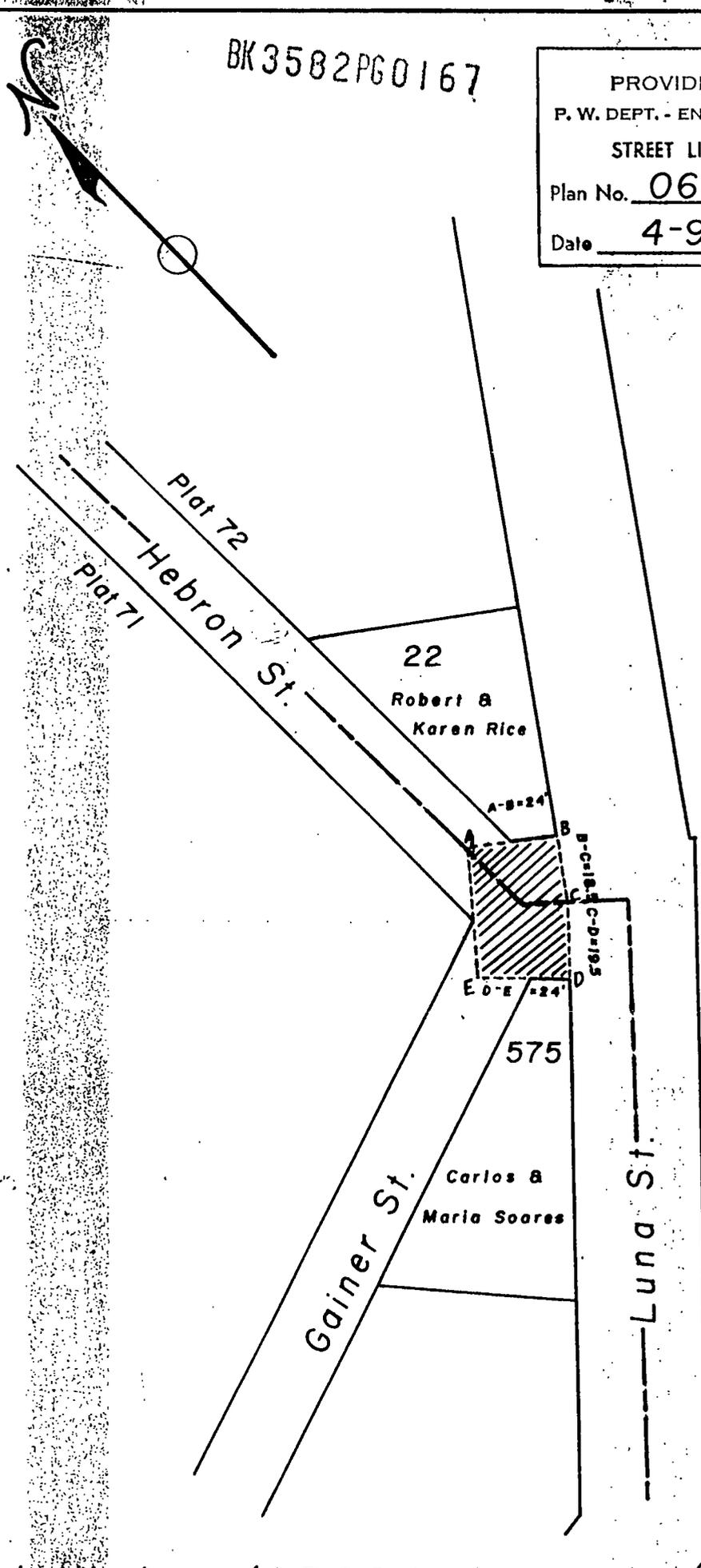
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner 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
City Clerk

BK 35B2PG0167

PROVIDENCE, R. I.
P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. 064573
Date 4-9-96



Notes: Cross-hatched area (A-B-C-D-E-A) indicates proposed abandonment of a portion of Hebron & Gainer Sts. at Luna St.

Total Square Footage = +/- 912 ft.

Lot Numbers Taken From A.P. 71 & 72

CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing Proposed abandonment of a portion of Hebron/Gainer at Luna St.
Drawn by Steve Z. Checked by J.T.M.
Scale 1" = 40' Date 4-9-96
Corrected James T. Manning Associate Engr.
Approved [Signature] CHIEF ENGINEER

768
N-24

JUN 30 1997

Received for Record of 8 of 37 A if.

Robert Z. Rice

3582/166-167
C

22446
RECORDED
8:37
minutes..... M
and recorded in book..... page.....
of record of.....

JUN 30 1997

Providence, R.I.
Witness:
Robert Z. Ricci
Recorder of Deeds