

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 85

Approved February 11, 1988

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. 064374, dated March 12, 1987.

VIZ:

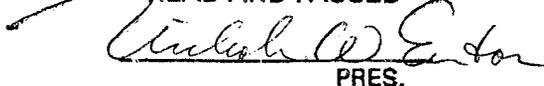
India Street, from its intersection with the normal extended westerly line of Ives Street, for its entire width of fifty and 15/100 feet (50.15 ft.) to a point at the southeast corner of Lot 41 City Assessor's Plat 17, shown as cross-hatched area on accompanying plan and designated by the letters (F-G-H-M-F) having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, provided that the petitioner will convey an easement acceptable to, and at no cost to, The Narragansett Electric Company which will permit the retention of their facilities in existing locations in said India Street, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities; provided that the New England Telephone and Telegraph Company be granted an easement acceptable to New England Telephone, 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 decided by the petitioner that telephone facilities are to be relocated, the petitioner will assume all costs of the relocation; City of Providence receive full sewer easement in said street; a loop of the water main is maintained which will require relocation of the water main. The newly installed main is to be located between India Street and Tockwotton Street. The relocation of the main will be at the owner's expense, the relocated main and appurtenances shall meet Water Supply Board's requirement and specifications. A utility easement corridor is provided by the owner between Tockwotton and India Streets. The Water Supply Board shall require a copy of the property deed which describes the easement and shall exercise approval of the description to protect its best interest; and the damage to the abutters is appraised at nothing and so awarded, and it is further

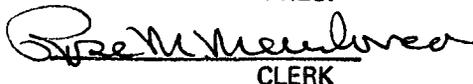
ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

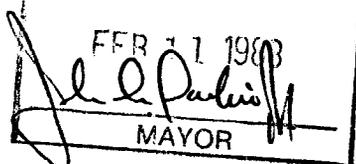
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner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

IN CITY COUNCIL

READ AND PASSED


PRES.


CLERK


FEB 11 1988
MAYOR

THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

Roz M. Mendonca
Chairman

Clerk
January 27, 1988

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 approve the abandonment of the following City of Providence street, avenue and by-way, to wit:

India Street,

as further described below.

Said street, avenue and by-way no longer serves a useful purpose as a highway for public transport.

Description of requested abandonment area:

India Street

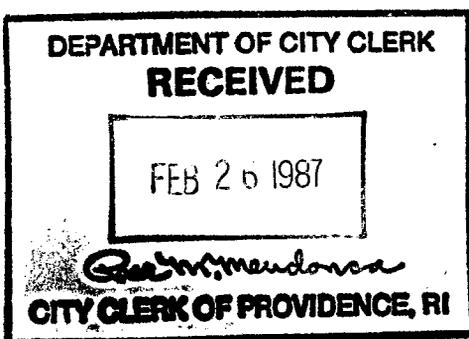
From its intersection with the normal extended westerly line of Ives Street, for its entire width of fifty and 15/100 feet (50.15 ft.) to a point at the southeast corner of Petitioner's property.

Petitioner's property is described as Lot 41 on City of Providence Assessor's Plat 17.

Respectfully submitted:

Harbourview Landing Associates, l.p.

by its Attorney:



James A. O'Leary
James A. O'Leary
Suite 105
469 Centreville Road
Warwick, Rhode Island 02886

738-7750-90
521-0059

2/20/87 check # 398 amt \$75.00

FILED
FEB 27 11 47 AM '87
DEPT. OF PUBLIC WORKS
PROVIDENCE, R.I.

IN CITY COUNCIL
APR 5 1987
FIRST READING
REFERRED TO COMMITTEE ON

Rose M. Mendicino
CLERK

PUBLIC WORKS

THE COMMITTEE ON *June 3, 1987*
PUBLIC WORKS

Recommends *Be Continued*
Michael R. Clement
Clerk

THE CITY OF PROVIDENCE

CITY SERGEANT'S OFFICE

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

<u>PLAT</u>	<u>LOT</u>
17	41

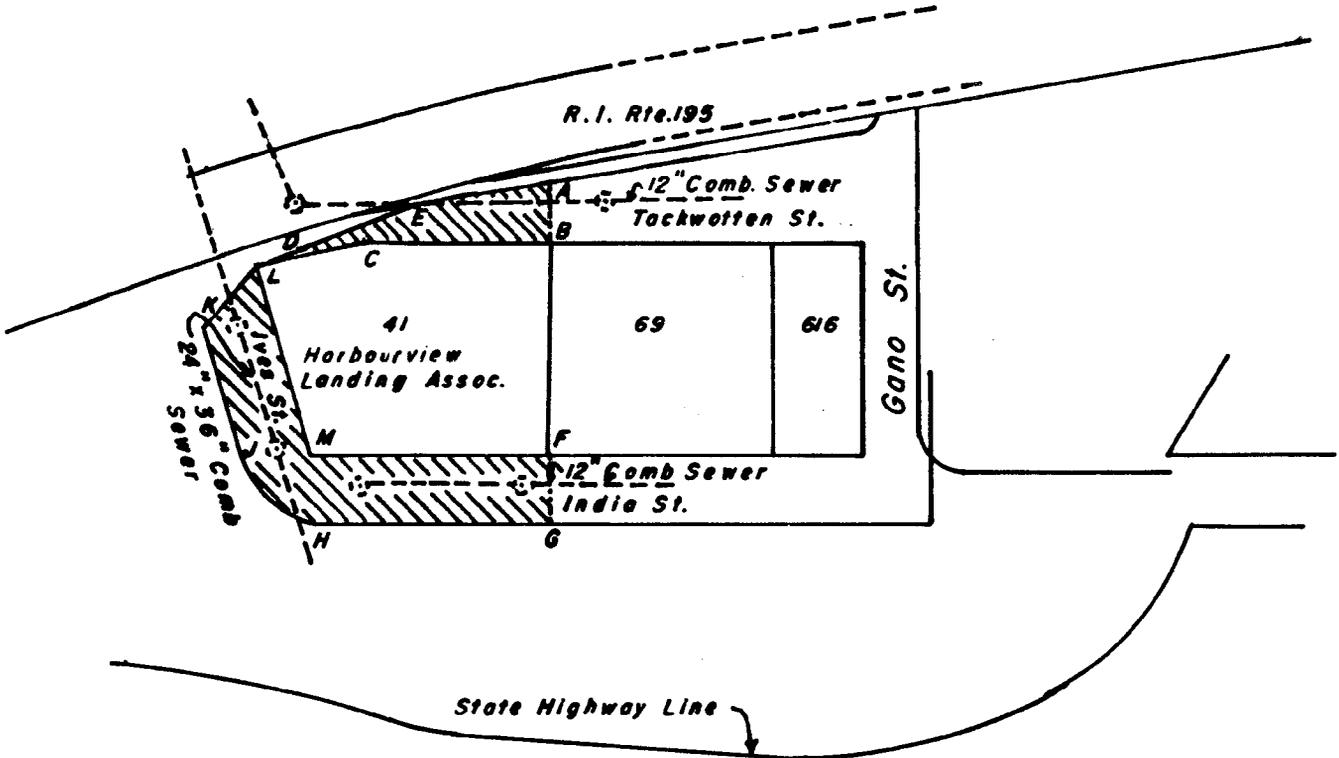
Harbourview Landing Associates ^{711 Ave. 112}
Box 5168
Emsond, RI 02917

5/6/87
Date

Ralph F. Angellman
City Sergeant

Councilwoman Carolyn F. Brassil
Ward One

PROVIDENCE R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064374
 Date March 12, 1987



Notes:
 Cross-Hatched Areas (A-B-C-D-E-A) &
 (F-G-H-J-K-L-M-F) Indicates Proposed
 Abandonments.

Full Sewer Easement Will be Required
 in Abandoned Areas.

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed Abandonment of
Ives, India & Tackwotten (Portions)
 Drawn by J. A. M. Checked by R. J. O.
 Date 3-12-87
 Correct R. J. O. Associate Eng.
 Approved R. J. O. P.E.

Lot Numbers From Assessor's Plat 17

The City Plan Commission

44 Washington St.

March 20, 1987

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

Attention: Rose M. Mendonca, City Clerk

Subject: Referral No. 2212 - Abandonment of certain portions of India,
Ives and Tockwotten Streets surrounding
Lot 41 on A.P. 17

Gentlemen:

The City Plan Commission at its March 18, 1987 regular monthly meeting reviewed and evaluated the subject referral from your Committee.

The petitioners are Harbourside Landing Associates represented by their attorney Mr. James A. O'Leary of 469 Centerville Road, Warwick, Rhode Island. The petitioners own Lot 41 on Assessor's Plat 17.

The petitioners are planning to demolish all buildings located on aforesaid lot and to build a new 7-story high hotel for 141 rooms. The proposed abandonment is needed to accommodate hotel parking needs and for security reasons.

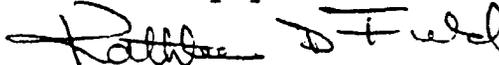
A field inspection revealed that aforesaid portions of India, Ives and Tockwotten Streets are paved public right-of-ways surrounding the petitioner's property.

After the construction of I-195 was completed, those street portions became dead-end access roads and gangways serving only the petitioner's property and of no use to the public.

An area surrounding the other side of the proposed abandonment is owned by the State of Rhode Island and it is used for highway purposes.

The Commission voted to advise the Committee on Public Works that no objection is offered to this petition.

Sincerely yours,



Kathleen D. Field
Associate Director of Planning

KDF/jp

NANCY L. DERRIG
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Parks
"Building Pride In Providence"

May 21, 1987

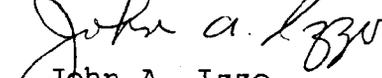
Mr. Michael Clement
First Deputy City Clerk
Office of the City Clerk
City Hall
Providence, RI 02903

re: Abandonment of portion of Ives, India & Tackwotton Sts.

Dear Mr. Clement:

After receiving a more detailed site map of the area and reviewing the information with the State of R.I. and Lee Pare Associates, the Department of Public Parks has no objection to the proposed abandonments of a portion of Ives, India and Tackwotton Sts.

Sincerely yours,


John A. Izzo,
Associate Engineer

CC: Nancy L. Derrig,
Superintendent of Parks



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

May 11, 1987

Committee on Public Works
Honorable City Council
Providence City Hall
Providence, RI 02908

RE: Petition to abandon as a public highway a portion of India Street, from its intersection with the normal extended westerly line of Ives Street, for its entire width of 50.15 feet to a point at the southeast corner of Petitioners property, described as Lot 91 on City of Providence Assessor's Plat 17.

Gentlemen:

The Narragansett Electric Company presently has overhead and underground electrical facilities located in this portion of India Street. The overhead facilities consist of a line of poles, with its associated wires and cables and serves the petitioners property and the State of Rhode Island's street light grid. The underground facilities consist of 2-12 way duct lines together with distribution supply cables and is an important tie between customers situated on the northerly and southerly side of Route 195. The relocation of any of these facilities would be very difficult and extremely costly and should be retained in their present locations.

However, The Narragansett Electric Company will not object to the granting of said petition, provided that in the event that the petition is granted, the petitioner will convey an easement acceptable to, and at no cost to, The Narragansett Electric Company which will permit the retention of our facilities in existing locations in said India Street, together with the right to inspect, maintain, operate and replace the same and with 24 hour access to said facilities.

Very truly yours,

Albert J. Lovegreen
Senior Field Right of Way Agent

cc: Peter G. Flynn, Esq., The Narragansett Electric Company
Harborview Landing Associates



New England Telephone

A **NYNEX** Company

85 High Street
Pawtucket, Rhode Island 02860

June 2, 1987

Committee on Public Works
Providence City Council
City Hall
Providence, RI 02903

RE: PETITION TO ABANDON A PORTION OF BENEFIT, INDIA, TOCKWOTTEN AND TRAVERSE
STREETS

Dear Sirs,

New England Telephone and Telegraph Company presently has aerial and underground facilities in said streets. These facilities serve the area east of South Main Street, Providence, RI.

These facilities include aerial cable, poles and underground laterals that provide service to residences and businesses in the area.

New England Telephone and Telegraph Company 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 New England Telephone, which will permit retention of it's 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.

Luther E. Smith, Jr.
District Manager-Customer Services

cc: W. Gilmore
H. VanderMost

PROVIDENCE POLICE DEPARTMENT

June 3, 1987

To: Anthony J. Mancuso Chief of Police

From: Sgt. Raymond Hastings

Subject: Street Abandonment - India St., Ives St. Tockwotten St.

Sir:

I responded to the above streets and after viewing the area, I find no reason not to approve this abandonment petition.

In allowing this Company to take over the property it will put it back on the tax rolls of the City.

Respectfully submitted,
Sgt. Raymond Hastings
RAYMOND HASTINGS
SERGEANT
TRAFFIC BUREAU

CHARLES A. PISATURO, ESQ.
COMMISSIONER
CHIEF MICHAEL F. MOISE
FIRE CHIEF



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Safety, Fire Department
"Building Pride In Providence"

March 30, 1987

To: Charles A. Pisaturo, Commissioner of Public Safety
From: Michael F. Moise, Chief of Department
Subject: Street Abandonment - India Street

Dear Sir:

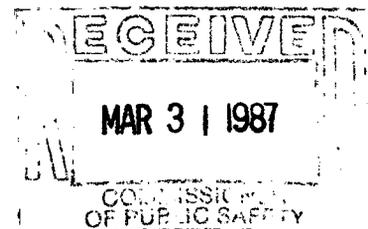
The request for the abandonment of India Street as described in the petition to the City Council, will pose no operational problems to the Providence Fire Department.

Respectfully,

A handwritten signature in dark ink, appearing to read "Michael F. Moise".

Michael F. Moise
Chief of Department

MFM/ds



City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: March 9, 1987

TO: Rocco A. DeLuca, Director of Public Works

SUBJECT: *PROPOSED STREET ABANDONMENTS

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached are copies of the subject matters, for your study and report back to the above named committee, along with a list of abutting property owners and tracing of the area.

*India Street
Ives Street
Tockwotton Street *RV*

Michael R. Clement
Michael R. Clement,

First Deputy City Clerk

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: March 9, 1987

TO: *

SUBJECT: *PROPOSED STREET ABANDONMENTS

CONSIDERED BY: Committee on Public Works

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

*India Street
Ives Street
Tockwotton Street

*Wiley J. Archer, Water Supply Board
B. James Suzman, Traffic Engineer
Kathleen D. Field, Associate Planner
Nancy Derrig, Superintendent of Parks *sh*
Charles A. Pisaturo, Commissioner of Public Safety

Michael R. Clement
Michael R. Clement,

First Deputy **City Clerk**

ROCCO A. DeLUCA
DIRECTOR



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Works
"Building Pride In Providence"

April 28, 1987

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

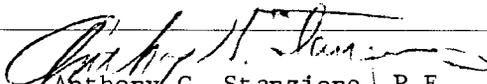
Re: Proposed Abandonments of Portions of Tockwotton Street,
Ives Street and portion of India Street

Dear Councilman Petrosinelli:

Please be informed that the Department of Public Works has no objections to the abandonment of portions of Ives, India and Tockwotton Streets, providing that the City of Providence received a full sewer easement in said mentioned streets.

Enclosed please find copy of Plan #064374, Date : March 12, 1987, showing proposed abandonment and full sewer easement requirements.

Very truly yours,


Anthony G. Stanzione, P.E.
Chief Engineer

AGS:jlc

CC: RJQ
File

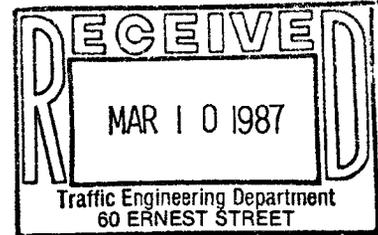
City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM



DATE: March 9, 1987
TO: B. James Suzman, Traffic Engineer
SUBJECT: *PROPOSED STREET ABANDONMENTS

CONSIDERED BY: Committee on Public Works

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

✓
*India Street
Ives Street
Tockwotton Street

Disposition:
No Objection.
B. James Suzman
Traffic Engineer
March 11, 1987

Michael R. Clement
Michael R. Clement,

First Deputy City Clerk

NANCY L. DERRIG
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Parks
"Building Pride In Providence"

March 13, 1987

Mr. Michael C. Clement
First Deputy City Clerk
Office of the City Clerk
City Hall - Third Floor
Providence, Rhode Island 02903

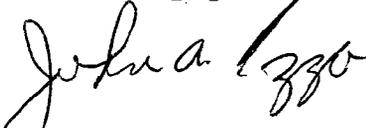
RE: STREET ABANDONMENTS

Dear Mr. Clement:

The Department of Public Parks is requesting additional information in the form of a tax assessor's plat map, indicating the exact portions of India, Ives and Tockwotton Streets that are to be abandoned. This is necessitated by the fact that Park Department Property, which has federal restrictions attached to it, appears to be adjacent to the proposed abandoned portions of streets. In addition, a new bike trail is being developed by the State of Rhode Island that also appears to be adjacent to the proposed abandonments.

By reviewing a site map of the area, and determining that the proposed street abandonments will not conflict with the above-mentioned parcels of land, the Department of Public Parks would then have no objection to the proposed street abandonments.

Sincerely yours,


JOHN A. IZZO,
Associate Engineer

JAI/r

cc: Nancy L. Derrig, Superintendent of Parks
Robert McMahon, Deputy Superintendent of Parks



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: March 9, 1987

TO: Nancy Derrig, Superintendent of Parks

SUBJECT: *PROPOSED STREET ABANDONMENTS

CONSIDERED BY: Committee on Public Works

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

*India Street
Ives Street
Tockwotton Street

Proposed Abandonments of Portions of
Tookwotten Street, Ives Street, India Street

Plot 17

Lot

41 Harbourview Landing Associates
Box 5168
Comond, R.S. 02917

B-

GEORGE A. CALCAGNI
CHAIRMAN
ARMANDO PARILLO
VICE CHAIRMAN
JAMES A. LOMBARDI
Secretary
JOHN E. MARTINELLI
Legal Advisor
JEROME I. BARON
Ex-Officio



JOSEPH R. PAOLINO, JR.
MAYOR
WILEY J. ARCHER, P.E.
CHIEF ENGR./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"

August 11, 1987

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

Dear Councilman Petrosinelli:

Reference is made to a petition to abandon Ives Street and portions of Tockwotton and India Street in the City of Providence under copy of a Memorandum with attached documents dated March 9, 1987.

The Water Supply Board has an eight-inch C.I. water main which loops through the three streets involved. Adequate water service to the area requires that the looping system be maintained. The Water Supply Board would agree to an abandonment as requested if the following conditions are met:

- 1) That a loop of the water main is maintained.
- 2) That a utility easement/corridor is provided between Tockwotton and India Streets to maintain a loop. Relocation of the water main would be required and would be at the owner's/petitioner's expense.
- 3) The Engineering staff of the Water Supply Board is available to meet with the petitioner to discuss the details of the water-main relocation and easement.

Very truly yours,

Wiley J. Archer, P.E.
Chief Engineer/General Manager

mtd

cc: James Lombardi
Edward Bondarevskis
Steven Santaniello

GEORGE A. CALCAGNI
CHAIRMAN
ARMANDO PARILLO
VICE CHAIRMAN
JAMES A. LOMBARDI
Secretary
JOHN E. MARTINELLI
Legal Advisor
JEROME I. BARON
Ex-Officio



JOSEPH R. PAOLINO, JR.
MAYOR
WILEY J. ARCHER, P.E.
CHIEF ENGR./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"

September 11, 1987

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

Re: Abandonment of Ives, India and Tockwotton Streets

Dear Mr. Petrosinelli:

On September 9, 1987 representatives of this Department met with Mr. Jack Cutlip, President of Realty Resources at the Water Supply Board (WSB), 552 Academy Avenue, Providence, Rhode Island. It was agreed that the WSB will approve the abandonment subject to the following:

1. A loop of the water main is maintained which will require relocation of the water main. The newly installed main is to be located between India Street and Tockwotton Street. The relocation of the main will be at the owner's expense. The relocated main and appurtenances shall meet WSB requirements and specifications.
2. A utility easement corridor is provided by the owner between Tockwotton and India Streets. The Water Supply Board shall require a copy of the property deed which describes the easement and shall exercise approval of the description to protect its best interests.

Very truly yours,

Wiley J. Archer, P.E.
Chief Engineer/General Manager

mtd

cc: Jack Cutlip
Steven Santaniello
Edward Bondarevskis



P. O. Box 5168
Esmond, R.I. 02917
401/232-5511

September 22, 1987

Councilman James Petrosinelli, Chairman
Committee on Public Works
City Clerk's Office
City Hall
Providence, R.I.

RE: Harbourview Landing/Days Inn Facility

Dear Mr. Petrosinelli:

It's my understanding that with our agreement with the Water Supply Board, that all of the various departments have now submitted their approvals/recommendations for the abandonment of Ives Street, Tockwotton and India Street.

I further understand that your committee is now required to meet in order to grant final approval and recommendation to the City Council.

I would appreciate hearing from you as to whether or not this is the case and when we might expect to have a final approval from the Public Works Committee.

If I can provide you with any additional information, please let me know.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jack P. Cutlip", is written over the typed name.

Jack P. Cutlip

JPC/slm

cc: Jim O'Leary
Peter Rotelli

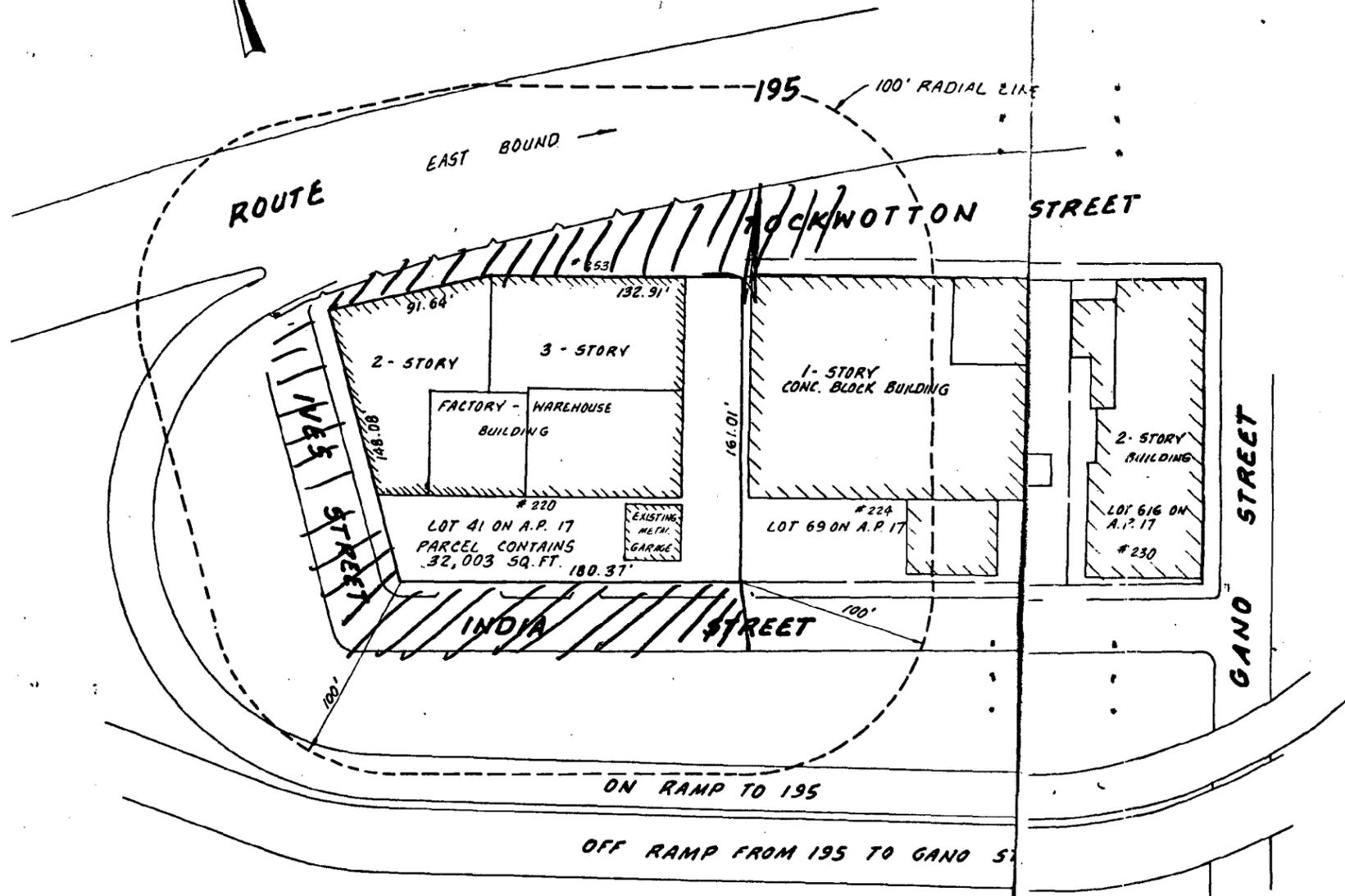
CITY OF PROVIDENCE
TRAFFIC ENGINEERING DEPARTMENT
60 ERNEST, PROVIDENCE, R. I. 02905

Mr. MichaelClement
First Deputy City Clerk
City Clerk's Office
City Hall .

FILED

MAR 11 2 25 PM '87

DEPT. OF CITY CLERK
PROVIDENCE, R.I.



RADIUS PLAN
IN
PROVIDENCE, R.I.
INDIA STREET

PLAT 17 LOT 41

PREPARED BY

MW CIVIL ENGINEERS
 LAND SURVEYORS
 LAND PLANNERS
 MARK W. HUTCHINS & ASSOCIATES, INC.
 1001 WATERMAN AVENUE EAST PROVIDENCE, R.I.

SCALE: 1" = 50' **FEBRUARY, 1987**

|||| = AREAS TO BE ABANDONED

NOTE:
 ALL LOTS SHOWN ARE ON ASSESSOR'S PLAT 17
 PRESENT ZONING OF LOTS M-1

LIST OF NAMES WITHIN THE 100' RADIUS

LOT NO.	NAME
41	HARBOURVIEW LANDING ASSOCIATES L.P.
69	BROWN UNIVERSITY IN PROVIDENCE IN THE STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS