

# RESOLUTION OF THE CITY COUNCIL

*No. 494*

*Approved July 31, 2012*

RESOLVED, DECREED AND ORDERED:

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, R.I., P.W. Dept & Engineering Office, Street Line Section Plan No. 064834, dated July 26, 2012,"

VIZ: Cedar Street, portions of, shown as cross-hatched area on accompanying plan and designated by the letters (A-B-C-D) 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) Inspection and approval by all appropriate authorities of a satisfactory drainage system for the project, consistent with the June 22, 2012 conditions of the City Plan Commission's Master Plan approval.
- (2) Petitioner shall grant any easements required by the Department of Public Works and move any utilities if required;
- (3) Petitioner shall grant an easement in favor of National Grid, permitting the retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and 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.
- (4) Petitioner shall grant an easement in favor of Verizon, permitting the retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and 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.

(5) Petitioner shall grant an easement in favor of Providence Water, permitting the retention of its facilities in their existing location, together with the right to inspect, maintain, construct, operate, repair and replace the same, including but not limited to any and all water mains, with twenty-four hour access to said facilities. Any such easement shall be at least twenty (20) feet wide and centered on any such main. Actual dimensions and wording of such easement shall be subject to review by Providence Water as to form and content. 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.

(6) Petitioner shall tender the amount of Sixty-two Thousand Eight Hundred Eighty-One Dollars (\$62,881.00) in legal tender U.S. to the City of Providence.

ORDERED, That the Traffic Engineer be and 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

JUL 26 2012

READ AND PASSED



PRES.



CLERK

I HEREBY APPROVE.



Mayor

Date: 7/31/12

City of Providence  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

FIRST AMENDMENT to  
PETITION TO THE HONORABLE CITY COUNCIL  
OF PROVIDENCE, RHODE ISLAND

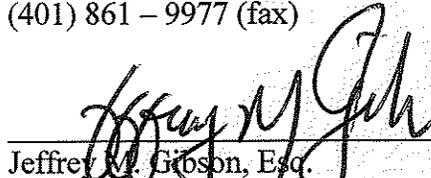
NOW COMES Omni Combined W.E., LLC and hereby respectfully submits this amendment to its original petition dated April 26, 2012. Instead of an entire block of Cedar Street, the petitioner hereby requests abandonment and conveyance of a much smaller portion of the street. The land to be abandoned and conveyed to the Petitioner is limited to the sidewalk area and consists of a strip eight (8) feet in width beginning at the southwesterly intersection of Bond and Cedar Streets and running easterly along the southerly line of Cedar Street approximately two hundred twenty four (224) feet. A more particular description of the aforementioned parcel of land is highlighted in the Class 1 survey map attached hereto and incorporated herein by reference.

Respectfully submitted,

Omni Combined W.E., LLC  
By Its Attorneys,



Glen R. Whitehead, Esq.  
SULLIVAN, WHITEHEAD & DeLUCA, LLP  
86 Weybosset Street  
Providence, RI 02903  
(401) 861 - 9900  
(401) 861 - 9977 (fax)



Jeffrey M. Gibson, Esq.  
RODIO & SULLO, LTD.  
86 Weybosset Street  
Providence, RI 02903  
(401) 331 - 6400  
(401) 331 - 0436 (fax)

DATED: June 18, 2012

FILED

NOTE: THE PROPERTY LINE INFORMATION REPRESENTED BY THIS SURVEY AND PLAN CONFORM TO A CLASS "I" STANDARD AS ADOPTED BY THE RHODE ISLAND SOCIETY OF PROFESSIONAL LAND SURVEYORS. THIS SURVEY AND PLAN CONFORM TO THE PHYSICAL FEATURES CONFORM TO A CLASS "B" SURVEY.

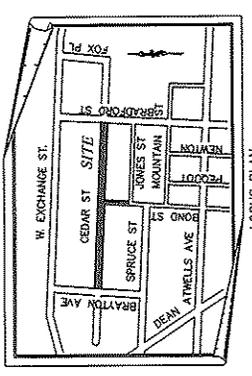
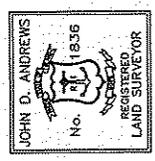
BY: RPS (SQA)/DATE

DATE	REVISIONS

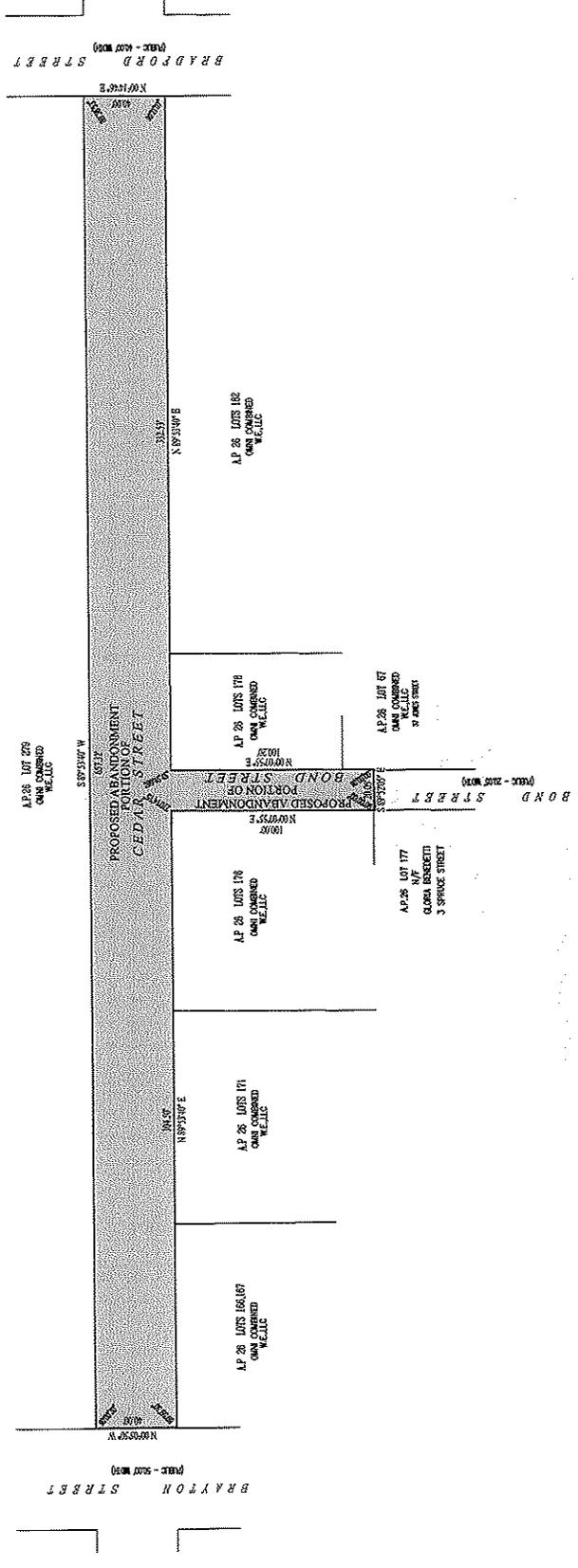
PLAN PREPARED FOR THE ABANDONMENT OF A PORTION OF CEDAR STREET AND BOND STREET PROVIDENCE, RHODE ISLAND

DATE: MAY 2, 2012  
SCALE: 1" = 40'

**Douglas**  
LAND SURVEYING & CONSULTING  
200 WASHINGTON STREET  
PROVIDENCE, RHODE ISLAND 02903  
douglassurveying.com



LOCUS PLAN



FEET & METERS SCALE

**Petronio, Sheri**

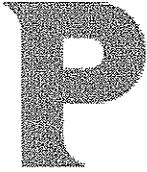
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**From:** Stetson, Anna  
**Sent:** Monday, May 07, 2012 9:05 AM  
**To:** Petronio, Sheri  
**Subject:** FW: Cedar and Bond Sts

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**From:** Dillon, Michael  
**Sent:** Monday, May 07, 2012 7:45 AM  
**To:** Stetson, Anna  
**Subject:** Cedar and Bond Sts

The Fire Department has no objections to the abandonment of portions of Cedar and Bond Sts



**MICHAEL DILLON**  
Assistant Chief - Operations  
Providence Fire Department  
325 Washington Street  
Providence, Rhode Island 02903  
401 243 6075 OFFICE  
401 243 6488 FAX  
mdillon@providencert.com  
www.providencert.com

PROVIDENCE THE CREATIVE CAPITAL



CITY OF PROVIDENCE

Angel Taveras, Mayor

# Memo

To: Councilman Terrence M. Hassett, Chairman, Committee on Public Works

From: William C. Bombard, PE, City Engineer, Acting Director of Public Works

Date:

Re: **June 18, 2012 Agenda Items**

<i>Agenda Item</i>	<i>Department Response</i>
1. Petition from Jason Yau, Asian Palace, 1190 North Main Street, Providence, Rhode Island 02904, requesting to abandon Caroline Street beginning at North Main Street and ending at Nashua Street.	This department has no objections
2. Petition from Omni Combined, requesting to abandon a portion of Cedar Street.	This department has no objections provided the public sewer, which serves only property now owned by Omni Combined, becomes a private sewer, within the limits of the roadway to be abandoned
3. Petition from Omni Combined, requesting to abandon a portion of Bond Street.	This department has no objections provided the public sewer which runs on Bond from Spruce Street is connected to the terminal end of the Jones St sewer and the remaining portion of the Bond St sewer is abandoned.
4. Resolution Requesting the Traffic Engineer to cause the repair or replacement of the street signs located on various streets in the 6 <sup>th</sup> Ward.	As damaged or missing signs are noted or reported they will be scheduled for replacement
5. Resolution Requesting the Director of Public Works to seek a funding source to cause the installation of a sewer line on McClellan Street.	Efforts shall be made to identify funding
7. Resolution Requesting the Director of Public Works to cause the catch basin to be cleaned in front of 97 Mount Pleasant Avenue.	This request is noted and as time and resources permit, the work will be addressed.
8. Resolution Requesting the Director of Public Works to cause the catch basin to be cleaned in front of 88 Unit Street.	This request is noted and as time and resources permit, the work will be addressed.
9. Resolution Requesting the Director of Public Works to cause the catch basin to be cleaned in front of 179 Roanoke Street.	This request is noted and as time and resources permit, the work will be addressed.
10. Resolution Requesting the Director of Public Works to cause the catch basin to be cleaned in front of 161 Roanoke Street.	This request is noted and as time and resources permit, the work will be addressed.
11. Resolution Requesting the Director of Public Works to cause the catch basin to be cleaned in front of 179 Gray Street .	This request is noted and as time and resources permit, the work will be addressed.
12. Resolution Requesting the Director of Public Works to cause the catch basin to be	This request is noted and as time and resources permit, the work will be addressed.

**DEPARTMENT OF PUBLIC WORKS**

700 Allens Avenue Providence, Rhode Island 02905

401 467 7950 ph | 401 941 2567 fax

[www.providenceri.com](http://www.providenceri.com)



CITY OF PROVIDENCE

Angel Taveras, Mayor

cleaned in front of 71 Pemberton Street.	
13. Resolution Requesting the Director of Public Works to cause the repair of the potholes along Carleton Street.	This work has been completed
14. Resolution Requesting the Traffic Engineer to cause the replacement of all faded "No Parking Anytime" Signs located along Stuben Street.	This request is noted and as time and resources permit, the work will be addressed.
15. Resolution Requesting the Director of Public Works to cause the repair of various streets located in the 6 <sup>th</sup> Ward.	This request is noted and as time and resources permit, the work will be addressed.
16. Resolution Requesting the Director of Public Works to cause the repair of the intersection located along Lynch Street and Fairview Street	This work has been completed
17. Resolution Requesting the Director of Public Works to cause the repair of the intersection located along Leah Street and Dover Street.	This work has been completed
18. Resolution Requesting the Director of Public Works to cause the repair of the intersection located along Brush Hill Road and Ada Street.	This work has been completed
19. Resolution Requesting the Director of Public Works to cause the Clean and Lien of the property located at 59 Parnell Street.	This request is noted and as time and resources permit, the work will be addressed.
21. Resolution Requesting the Traffic Engineer to cause Thayer Street to become "One Way" in a southerly direction from Waterman Street to George Street.	This department has no objections, however, the Fire Dept has serious reservations and have expressed the opinion that this will seriously hamper their response time to certain locations in the area.
22. Resolution Requesting the Traffic Engineer to cause the replacement of the faded "No Parking Anytime" Sign located along Unit Street at Manton Avenue.	This request is noted and as time and resources permit, the work will be addressed.
23. Resolution Requesting the Traffic Engineer to cause the installation of a "Valet Parking" Sign in front of D'Vine Restaurant located at 145 Spruce Street.	The department will verify that the proper license has been issued and, if so, erect the sign promptly
26. Resolution Requesting the Director of Public Works to cause the catch basins to be cleaned on Leah Street.	Some of the catch basins have been cleaned
27. Resolution Requesting the Director of Public Works to cause the catch basins to be cleaned on Lynch Street.	Some of the catch basins have been cleaned
28. Resolution Requesting the Director of Public Works to cause the catch basins to be cleaned on Unit Street.	Some of the catch basins have been cleaned
29. Resolution Requesting the Director of Public Works to cause the repair of the intersection at Carleton Street and Yale Avenue.	This request is noted and as time and resources permit, the work will be addressed.
30. Resolution Requesting the Director of Public Works to cause the repair of the intersection at Carleton Street and Chaucer Street.	This work has been completed
31. Resolution Requesting the Director of Public Works to cause the repair of the intersection at Brookfield Street and Riverdale Street.	This work has been completed
32. Resolution Requesting the Director of	This work has been completed

DEPARTMENT OF PUBLIC WORKS

700 Allens Avenue Providence, Rhode Island 02905

401 467 7950 ph | 401 941 2567 fax

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CITY OF PROVIDENCE

Angel Taveras, Mayor

Public Works to cause the Clean and Lien of the property located at 38 Pope Street.	
33. Resolution Requesting the Director of Public Works to cause the repair of the intersection located at Carleton Street and Pomona Avenue.	This work has been completed
34. Resolution Requesting the Director of Public Works to cause the repair of the intersection located at Carleton Street and Yale Avenue.	This work has been completed
35. Resolution Requesting the Director of Public Works to cause the repair of the sidewalk located at 80 Erastus Street.	This work has been completed
36. Resolution Requesting the Director of Public Works to cause the catch basins to be cleaned along Carleton Street	The catch basins from Atwells to Chalkstone have been cleaned
37. Resolution Requesting the Director of Public Works to cause the catch basins to be cleaned along Pemberton Street.	The catch basins for three or four blocks from Roanoke St have been cleaned
40. Resolution Requesting the Traffic Engineer to cause the installation of "No Thru Truck" Signs at the corner of Old Road and Smith Street.	A work order has been prepared for this request
42. Resolution Requesting the Acting Director of Public Works to cause the repair of the street at the intersection of Carleton Street and Armington Avenue.	This work has been completed
43. Resolution Requesting the Traffic Engineer to cause Pleasant Valley Parkway from Rosebank Avenue to Fallon Avenue to be established as a "One-Way."	This work will be completed when the roadway work is done
44. Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" Signs at the intersection of Julian Street and Kossuth Street.	An engineering evaluation will be performed as required by regulations
45. Resolution Requesting the Traffic Engineer to cause the installation of "Four-Way Stop" Signs at the intersection of Julian Street and Putnam Street.	An engineering evaluation will be performed as required by regulations

DEPARTMENT OF PUBLIC WORKS

700 Allens Avenue Providence, Rhode Island 02905

401 467 7950 ph | 401 941 2567 fax

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Department of Public Works  
Engineering Division  
William C. Bombard PE, Chief Engineer

July 26, 2012

Honorable Terrence Hassett  
Chairman of the Public Works Committee  
Providence City Council-City Hall  
Providence, R.I. 02903

**RE: Proposed Abandonment of a portion of Cedar Street**

Dear Councilman Hassett:

This department has no objection to the proposed abandonment of a portion of Cedar St. in conjunction with the attached plan, entitled "Prov., R.I.-P.W. Dept- Engineering Office, Street Line Section, Plan No. 064834. Area of easement is designated as (A-B-C-D-A) on the accompanying plan.

No sewer easement required.

Total square footage equals 1796.60 square feet. (±)

See accompanying plan for plat and lot numbers.

Curb re-alignment must be approved and permitted by this department. Any necessary modifications to the storm water collection system shall be the responsibility of the applicant.

If we can further assist you in this regard, please advise.

  
Very truly yours,  
William C. Bombard

William C. Bombard  
Acting Director

cc: Ann Stetson-City Clerk  
BB, AZ-DPW  
A. Southgate, Esq.- Law Dept.  
D. Quinn- Tax Assessors  
J. Bennett-Planning

PROVIDENCE THE CREATIVE CAPITAL

700 Allens Avenue | Providence, Rhode Island 02905 | 401 467 7950 OFFICE | 401 941 2567 FAX  
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BRADFORD STREET

PROVIDENCE, R.I.  
 P.W.DEPT. • ENGINEERING OFFICE  
 STREET LINE SECTION  
 Plan No. 064834  
 Date June 18, 2012



A.P.26 LOT 279

A.P 26 LOTS 182

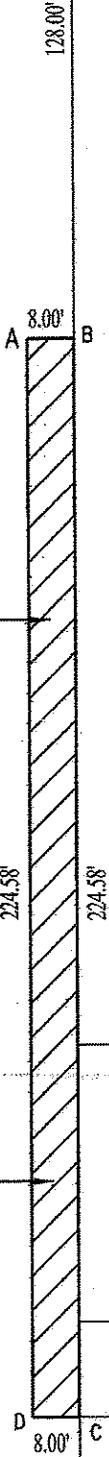
A.P 26 LOTS 178

BOND STREET

A.P 26 LOTS 176

PROPOSED ABANDONMENT

PORTION OF  
 CEDAR STREET



NOTES: Cross-hatched area (A-B-C-D-A) indicates proposed abandonment sidewalk area only.  
 No sewer easement required.  
 Existing city sewer must become private.  
 Total square footage = 1796.6+/-

See plan entitled ' Plan Prepared for the Abandonment of a portion of Cedar Street and Bond Street, Providence, Rhode Island, Date: May 2, 2012 revised June 18, 2012, Scale: 1"= 40', Plan prepared by Douglas Design Group, 101 Plain Street, Providence, Rhode Island

Lot numbers taken from A.P.26

CITY OF PROVIDENCE, R.I.  
 Public Works Dept. • Engineering Office  
 Showing proposed abandonment of a  
portion of Cedar Street - sidewalk area.  
 Drawn by \_\_\_\_\_ Checked by \_\_\_\_\_  
 Scale 1" = 40' Date 06-18-2012  
 Correct \_\_\_\_\_ Associate Engr.  
 Approved William O. Bombardieri  
 CHIEF ENGINEER



552 Academy Avenue  
Providence, RI 02908

401-521-6300  
[www.provwater.com](http://www.provwater.com)

June 5, 2012

Councilman Terrence M. Hassett  
Providence City Council  
Providence City Hall  
25 Dorrance Street  
Providence, RI 02903

Subject: Petition for Street Abandonments  
Cedar Street and Bond Street  
Providence, RI

The Hon. Angel Taveras  
Mayor

Boyce Spinelli  
Acting General Manager

Dear Councilman Hassett:

BOARD OF DIRECTORS

Brett P. Smiley  
Chairman

Joseph D. Cataldi  
Vice Chairman

Michael L. Pearis  
Ex-Officio

Michael A. Solomon  
City Council President

Michael J. Correia  
City Councilman

Andy M. Andujar  
Member

Joan S. Badway  
Member

Carissa R. Richard  
Secretary

William E. O'Gara, Esq.  
Legal Advisor

The referenced Cedar Street Petition to the City Council has been reviewed for any impact this action might have on the Providence Water (PW) water distribution system. Our records indicate that an active 6-inch water main is located within the right of-way of this street, running from Brayton Avenue to Bradford Street, with an active fire hydrant and water service to a building with an address of 65 Cedar Street. Accordingly, this main must remain active.

PW has no objection to the street abandonment provided that the Petitioner grants a full utility easement to PW to maintain, construct, repair, etc. the existing water main and its appurtenances and that no permanent construction, whatsoever, be allowed within the easement. The easement shall be at least 20-feet wide and centered on the main. Actual dimensions and wording of the easement shall be subject to review by PW as to form and content.

The referenced Bond Street Petition to the City Council has been reviewed for any impact this action might have on the Providence Water (PW) water distribution system. Our records indicate that we have no water main or PW appurtenances on Bond Street within the approximate eighty-five (85) foot southerly direction request of Cedar Street. Accordingly, we have no objection to this abandonment.

If you have any further questions, please feel free to contact me at (401) 521-6300, extension 7215.

Respectfully,  
PROVIDENCE WATER SUPPLY BOARD

Peter J. Pallozzi  
Manager – Planning & Development

cc: P. Gadoury, P.E.  
P. LePage  
J. Brosco  
A. Stetson, City Clerk  
File

Member

Rhode Island Water Works Assn.  
New England Water Works Assn.  
American Water Works Assn.  
Water Research Foundation

An EPA WaterSense Partner

Only Tap Water Delivers

ANGEL TAVERAS  
Mayor



**Providence Parks Department**

*"Building Pride in Providence"*

**MEMORANDUM**

**TO:** ANNA STETSON, CITY CLERK  
**FROM:** BOB MCMAHON, SUPERINTENDENT OF PARKS  
**DATE:** MAY 8, 2012

*RFM*

The Parks Department has no objection to the Petition from Omni Combined to abandon a portion of Cedar Street.



ANDOLFO APPRAISAL ASSOCIATES, INC.

REAL ESTATE APPRAISERS AND CONSULTANTS  
THE BUSH BUILDING  
216 WEYBOSSET STREET • PROVIDENCE • RHODE ISLAND 02903  
(401) 273-8989 • FAX (401) 273-2510

June 11, 2012  
Amended June 27, 2012  
Amended July 2, 2012

Mr. David Quinn  
Tax Assessor  
City of Providence  
25 Dorrance Street  
Providence, Rhode Island 02903

Re: Proposed Abandonment of a portion of Cedar Street and/or Sidewalk

Dear Mr. Quinn:

Pursuant to your request, we have personally inspected the real estate located on Cedar Street between Brayton and Bradford Streets as located within Assessor's Plat 26. Cedar Street is situated one block in from the Atwells Avenue commercial corridor in the Federal Hill neighborhood of the city and is part of the West Exchange Street District. This appraisal is of two possible scenarios that the City Council Committee on Ordinances may soon consider:

**Scenario I:** The proposed portion of street abandonment contains 26,400 square feet and is zoned D-2. This area in general measures 40 feet by 660 feet in length along the center line of the street. Please note that the City's Department of Public Works has not yet reviewed this request and a Class 1 survey for recording purposes will be required prior to any conveyance to the petitioner.

We have taken into account a number of factors in arriving at the "as is" fee simple market value of the site. Notably, the petitioner will gain full use of the site for commercial use, as the City of Providence, Department of Public Works, plans to abandon the line in place and provide the petitioner the hypothetical ability to either retain it as a private line for its office development or provide the petitioner the opportunity to excavate the line in favor of subsurface and surface new building development. Thus, the highest and best use of the parcel would be commercial given its location within the West Exchange area and based on the information received from Public Works, 100% fee value would essentially accrue to the petitioner.

Based upon an analysis of comparable land sales as contained within the office files of Andolfo Appraisal Associates, Inc., a value of \$35.00 per square foot is hereby estimated for this 26,400-square-foot area.

ANDOLFO APPRAISAL ASSOCIATES, INC.

Mr. David Quinn  
Page 2  
June 11, 2012  
Amended June 27, 2012

Therefore, 26,400 square feet x \$35.00 per square foot = \$924,000 "as is" fee simple market value of the proposed subject property as hypothetically portrayed herein.

**Scenario II:** The proposed portion of street abandonment including the sidewalk contains 1,796.6 square feet and is zoned D-2. This area in general measures 8 feet by 224.58 feet in length along the center line of the street. The City's Department of Public Works has no objection to this request and will not require the petitioner to make the sewer line a private line and no easements will be required; however, they will require a Class 1 survey for recording purposes.

Based upon an analysis of comparable land sales as contained within the office files of Andolfo Appraisal Associates, Inc., a value of \$35.00 per square foot is hereby estimated for this 1,796.6-square-foot area.

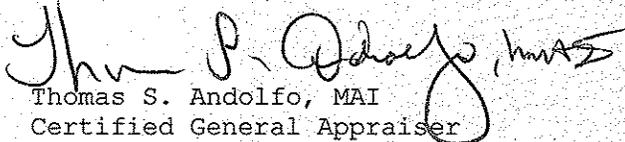
Therefore, 1,796.6 square feet x \$35.00 per square foot = \$62,881 "as is" fee simple market value of the proposed subject property.

Respectfully submitted,

ANDOLFO APPRAISAL ASSOCIATES, INC.



William G. Floriani  
Certified Residential Appraiser



Thomas S. Andolfo, MAI  
Certified General Appraiser

WGF:TSA/fad



**City Plan Commission**

Angel Taveras, Mayor

June 20, 2012

Councilman Terrence M. Hassett  
Chair, Committee on Public Works  
Providence City Hall  
25 Dorrance Street  
Providence, RI 02903

Attn: Anna Stetson

**Re: Referral 3350 - Petition to abandon a portion of Cedar Street**

**Petitioner: Omni Combined, WE LLC**

Dear Councilman Hassett:

At a regular meeting of the City Plan Commission (CPC) held on June 19, 2012, the CPC considered the proposal by the petitioner to abandon a portion of Cedar Street and a recommendation was made to the City Council.

**FINDINGS OF FACT**

The Commission made the following findings of fact as required by the City Plan Commission Handbook Policy No. 1: "Criteria and Guidelines for Approval of Street, Highway and Rights-of-way Abandonment":

- 1. A public interest has to be clearly demonstrated. A public interest is defined as one or more of the following: public health and safety, adequate provision of transportation, general improvement of traffic patterns and/or circulation, convenient access to properties, avoidance of a nuisance, significant economic development, preservation of a historical or cultural feature, and improvement of the general welfare of the community.*

The applicant had initially proposed to abandon the entirety of Cedar Street to accommodate a parking structure. The petition has been revised to request that only a portion of the right of way on the southerly end of Cedar Street be abandoned to accommodate the parking structure. The CPC found that abandonment of a portion of the street to permit construction of a parking structure would serve the public interest as it would be in conformance with a number of objectives of the Comprehensive Plan. Strategy E of objective M-6 encourages

DEPARTMENT OF PLANNING AND DEVELOPMENT  
444 Westminster Street, Providence, Rhode Island 02903  
401 680 8400 ph | 401 680 8492 fax  
[www.providenceri.com](http://www.providenceri.com)

strategic placement of parking garages Downtown to limit the amount of parking needed in neighborhoods. The land around the abandonment area is zoned D-2 and construction of a parking structure would help to achieve this objective. The Federal Hill/West End/Reservoir neighborhood plan identified creation of structured parking as a means to address parking issues in Federal Hill. The applicant has stated that the structure could be used by the public. The CPC found that use of the structure by the public would address the concerns outlined in the Neighborhood Plan. The CPC found that by addressing changes to mobility that would promote pedestrian activity and efficient flow of traffic, the amendment conformed to Objective LU-12, which promotes the efficient use of land to promote transit, walking and biking through appropriate land use controls.

- 2. No negative impact is evident on existing land uses, future plans, zoning, safety, health or welfare of the community by the proposed abandonment.*

The CPC found that no negative impacts are expected.

- 3. All abutting landowners agree to the proposed abandonment.*

The applicant owns the land abutting the abandonment area.

- 4. No physical or legal access will be denied to any land or property in surrounding areas by the proposed abandonment.*

The CPC found that access to neighboring properties would not be affected.

- 5. No existing or future public services or facilities need to be protected, provided, or maintained within the right-of-way. An easement retention may be necessary to provide access to, maintain, or provide existing or future service or utility needs.*

The applicant shall grant any easements required by the Department of Public Works and move any utilities if required.

- 6. The proposed or intended use of the street and/or adjacent properties must be shown on a petition or plan, and such use shall be in conformance with existing zoning and Comprehensive Plan Objectives.*

A petition and plan was provided. The CPC found the proposal to be consistent with the Comprehensive Plan and purposes of Zoning listed in Section 100 of the Zoning Ordinance.

**RECOMMENDATION**

The CPC voted to advise the Committee on public works that the petition be approved subject to the following condition:

The street should be abandoned subject to the conditions of the Department of Public Works and the granting of any necessary easements.

Sincerely,



Christopher J. Ise  
Administrative Officer

cc: Anna Stetson, City Clerk  
William DiStefano  
Dominic Shelzi  
Glen Whitehead

COMMUNICATIONS SECTION  
JUN 20 2012 10:08

# nationalgrid

June 15, 2012

Anna M. Stetson  
City Clerk's Office  
Providence City Hall  
25 Dorrance Street  
Providence, RI 02903

Re: Petition to Abandon a portion of CEDAR Street

Dear Ms. Stetson:

Please be advised that after review, it has been determined that National Grid has overhead electrical equipment and gas facilities in the area proposed for abandonment.

Therefore, National Grid has no objection to the abandonment provided that as a condition of the resolution an easement must be granted for said equipment by the owner of the abandoned portion(s) of the former ROW.

Please call me if you have any questions.

Very truly yours,



Joyce Ann Xifaras  
Associate Real Estate Representative  
National Grid  
(401) 784-7513  
(315) 477-7188 (fax)  
Joyce-ann.xifaras@nationalgrid.com

Sent by fax 6/15/2012

RECEIVED  
CITY CLERK'S OFFICE  
JUN 15 2012 11:38

6/15/12



85 High Street  
Pawtucket, RI 02860

June 11, 2012

Lori L. Hagan  
Second Deputy City Clerk  
25 Dorrance Street  
Providence, Rhode Island 02903

Attn: Ms. Lori L. Hagan

RE: PETITION TO ABANDON A PORTION OF CEDAR STREET

Upon investigation by our in house Engineer-Paul Troia it has been determined that Verizon presently has aerial facilities on said Cedar Street to be abandoned.

These facilities include a pole line with cables and wires that provides service to the surrounding area.

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

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

Very truly yours,

A handwritten signature in black ink that reads "Mary C. Hanley". The signature is written in a cursive style with a large, sweeping flourish at the end.

Mary C. Hanley  
Manager - Right of Way  
401-727-9555



