

CITY OF PROVIDENCE

State of Rhode Island and Providence Plantations

PETITION TO THE CITY COUNCIL

781-A

To The Honorable City Council Of The City Of Providence:

PETITION

Tenants & Owners William Boundaries

We, the undersigned property owners as indicated herein,

herewith Petition that the zone of the City of Providence, bounded

by Thurber Avenue, Eddy Street to the Providence River, south to

ManuCenter, presently designated as Zone M1 be changed so as to

prohibit the establishment of junk yards, waste paper companies

and similar businesses within said area.

ORDERED THAT PETITIONER
HAVE LEAVE TO WITHDRAW

CLERK

*James J. Connelly**16 Hylstead Street**John F. McElaney**14 Blumach St**Ernest J. Riviere**970 Eddy St**Albert A. Lapresse**970 Eddy St**Arthur Baxter**17 Haswell**Era M. Buxton**17 Haswell**Walter H. Conway**31 Day St**Wm. John F. McElaney**14 Blumach St**Donnell Coffee Co. by**157 Thurber Ave City**Automatic Chain Co. by**63 Baker St.**Frank W. Bopp**James J. 139 Baker St.**Matthew J. Dunn 139 Baker St.**Hayes Electric Co by**75 Baker St.**Carl J. Hayes*

IN CITY COUNCIL

DEC 17 1953

ORDERED THAT PETITIONER
HAVE LEAVE TO WITHDRAW

SEP-25-53

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CLERK

SEP 25 11 42 AM '53
CITY CLERK'S OFFICE
PROVIDENCE, R I

SECRET

Patton - MacLurg Co by
Thurston Steele

17 Virginia Ave

Almont Williamson, Seal Corp
Winchester Silver Co
J. R. Turnbull Pres

45 Willard Ave

49 Pavilion Ave

Co. B - 501 Co., Inc.
W. Mueller - Treas.

65 Pavilion Ave

Edward B. Tiffany Inc.

Edward B. Tiffany Pres.
F. O. Jenson Co by

50 Blundell St

F. E. Jenson, owner

57 Blundell St

Dart Union Company

Milton L. Goff, Sec.

134 Thubers Avenue

Edward Wharmby

1268 Eddy St

Rogite Inc

Robert Burdell

160 Georgia Ave.

Donald Brown

Federal Chain Co

141 Georgia Ave

E. E. Weller Co

E. E. Weller

203 Georgia Ave.

International Honors Co

Mr. Craig - ?

Utter Ave

The above signatures were witnessed
by John F. Mullane.

Signed John F. Mullane

Subscribed and sworn to before me at
Providence, R.I. this 25th day of September,
1958

- 2 -

May E. Mullane

NOTARY PUBLIC
My Commission Expires
June 30, 1956

CITY COUNCIL

067-1-1953

**✓ FIRST READING
REFERRED TO COMMITTEE ON
EDUCATION**

ORDINANCES

Devereux Hall 1883

Mr. O'Connor
(by request)

CITY OF PROVIDENCE
STATE OF RHODE ISLAND

PETITION TO THE CITY COUNCIL

TO THE HONORABLE THE CITY COUNCIL OF THE CITY OF PROVIDENCE
PETITION

We, the undersigned property owners as indicated herein,
herewith Petition that the zone of the City of Providence, bounded
by Thurber Avenue, Eddy Street to the Providence River, south to
Manu Center, presently designated as Zone III be changed so as to
prohibit the establishment of junk yards, waste paper companies,
and similar businesses within said area.

<u>James J. Connolly</u>	<u>10 Hylstead St.</u>
<u>Edna C. Connolly</u>	<u>10 Hylstead St</u>
<u>James J. Connolly</u>	<u>9 Clarke St</u>
<u>Edna C. Connolly</u>	<u>9 Clarke St.</u>
<u>Samuel F. Mycroft</u>	<u>3 Clarke St.</u>
<u>Kathleen Mycroft</u>	<u>3 Clarke St</u>
<u>Patrick H. Collins</u>	<u>4 Clarke St.</u>
<u>Cornie E. Shuman</u>	<u>6 Towner St.</u>
<u>Benjamin H. Walth</u>	<u>10 Towner St</u>
<u>Mr. & Mrs. H. Mailey</u>	<u>26 Towner St.</u>
<u>Mr. & Mrs. Hallam</u>	<u>16 Towner St</u>
<u>Mrs. Anna Hitchcock</u>	<u>17 Towner str.</u>
<u>Mary Yuramchuk</u>	<u>56 Pavilion Ave.</u>

Alexander Morris 58 Pavilion Ave.

L. W. Whitman 60 Pavilion Ave.

Mrs & Mrs Richd. King 62 Pavilion Ave.

Mrs & Mrs C. E. Kelly 84 Pavilion Ave.

Mrs. Mrs. J. H. Bookman 275 Montgomery Ave. Cro.

John M. Ryan 58 Pawtuxet Ave.

Paul Bernarde 42 Pavilion Ave.

Charles H. Capwell 32 Pavilion Ave.

Mrs & Mrs Joseph Bernarde 24 Pavilion Ave.

Mrs & Mrs John M. Mica 2 Towner St.

Mrs & Mrs C. Fogell 108 Thubers Ave.

Mrs. Mary Sexton 85 Thubers Ave.

Ceresa Guinardi 113 Thubers Ave.

William J. Barlow 117 Thubers Ave.

Henry M. Bengoff 113 Thubers Ave.

Florence M. Ferrigan 125 Thubers Ave.

Lydia L. Webster 8 Blundell St.

Anthony Marshall Sr. 10 Blundell St.

Mrs. Cingenta
Cahill Estate

Mrs. Bessie Sheehan
Hans. A. Drakewagen
Edwin H. Spencer
Frederick W. Ross

Mrs. A. M. also
Lillian Queen
Miriam T. Westcott - Ly C.H.W.

Laffy Estate
May A. Gillman
William Watson
Mrs. Gertrude Mueller

Paul Bellantone
Anna Ciallone
Paul Forward

Mrs. Verleah J. Gagnon
William Mulvey

M. Kealy
Jo. & Mrs. L. Kennett
Matty Chatel

Peter Jackson

121 Thurbers Ave.

31 Blundell St.

29 Blundell St.

41 Blundell St.

36 Blundell St.

42 Blundell St.

75 Pavilion Ave.

66 Blundell St.

3 Towner St.

1032 Eddy St.

1071 Eddy St.

1062 Eddy St.

87 Pavilion Ave.

1080 Eddy St.

1076 Eddy St.

1065 Eddy St.

1041 Eddy St.

1000 Eddy Street

8 Reeder St.

17 Reeder St.

13 Reeder St.

345 Patterson

Mrs. Elizabeth Fogell	95 Pavilion Ave.
Mr Carlo Cavallaro	1042 Eddy St PB
Mr + Mrs Arnold Magnani	18 Reeder St.
Mr & Mrs M. Hagopian	998 Eddy St.
Mr Miss William Smith	600 Blundell St.
Ernest Grasso	962 Eddy St.
Mr & Mrs. Arthur Corvess	960 Eddy St.
Joseph J. Murphy	1015 Eddy St.

The above names were witnessed by
 James J. Murphy - *James J. Murphy*

Subscribed and sworn to before me
 at Providence R.I. this 25th day of
 Feb. 1953.

Charles J. Sullivan
 NOTARY PUBLIC
 My Commission Expires
 June 30, 1956

16.12.71

George Allen	102 Thunders Ave
Mrs. J. I. O'Brien	106 Thunders Ave
Diapre E. Bourgois	117 Thunders Ave
Edmond J. Bourgois	117 Thunders Ave
Fred T. Cardinal	129 Thunders Ave
Regina Boudin	125 Thunders Ave
Mrs. Mrs. Frank Bettencourt	121 Thunders Ave
John J. Kerrigan	8 Blundell St.
Elizabeth Kerrigan	8 Blundell St.
Richard J. Marshall	10 Blundell St.
Mr Mrs Lester E. LeVall	26 Blundell St.
Mrs Mary E. Staples	26 Blundell St.
Mrs. E. Cathers	42 Blundell St.
Rita Magarahan.	60 Blundell St.
Mrs Harold Mulvey	65 Blundell St.
Mrs Dolores Spetrini	93 Pavilion Ave
Mrs. Ernest Mitchell	100 Pavilion Ave
Mrs Agnes Ricci	1068 Eddy St.
Mr. Louis A. Cornell	1062 Eddy Street
Mrs. Rita Brown.	1060 Eddy Street
Mrs. Mary Howe	1060 Eddy Street
Charles H. Westcott	39 Tower St.
Mrs Marion Zimmiedy	1050 Eddy St.
Mrs E E Burger	1069 Eddy St.

Sadie Kernick	9 Clarke St.
Norma Capwell	32 Pavilion Ave.
Mrs. & Mrs. Frank Jarvis	52 Pavilion Ave.
Joseph Sarafa	54 Pavilion Ave
John F. Tomellini	66 Pavilion Ave
Franklin A. Bowman	73 Pavilion Ave.
Ernest C. Magnuson	71 Pavilion Ave.
Raymond H. Fisher	53 Pavilion Ave
William B. Fisher	51 Pavilion Ave.
Edward Duhamel	26 Hylestead St.
Mrs. & Mrs. Charles Aitken	2 Hylestead St.
Mary B. Busey	2 Hylestead St.
John B. Busey	2 Hylestead St.
W. Johnson	38 Pavilion Ave
Mrs. & Mrs. Louis A. Gazzera	26 Pavilion Ave
Mrs. & Mrs. Philip S. Brown	26 Pavilion Ave
Mrs. & Mrs. George Yaremchuk	24 Hylestead St.
Frank Carpenter	15 Hylestead St.
Giovanna B. Johna	15 Hylestead St.
Mrs. & Mrs. Carl White	15 Hylestead St.
Mrs. & Mrs. Samuel Mycroft	6 Hylestead St.
Mrs. Mason P. West Sr.	104 Thubert Ave

John J. Gilligan	1071 Eddy St.
Doris A. Leeder	1057 Eddy St.
Frank A. Metcalf	1047 Eddy St.
Evelyn Simonelli	1047 Eddy St.
Joseph Vierra	1041 Eddy St.
Stafford H. Percival	1122 Eddy St.
Adolphus Malo	75 Pavilion Ave.
Green Malo	77 Pavilion Ave.
Alfred Malo	77 Pavilion Ave.
William H. Mc Gurn	95 Pavilion Ave.
Mr & Mrs Gordon Forward	1067 Eddy St.
Mrs Mac Dubois	1029 Eddy St.
Jack Bowman	1029 Eddy St.
Mary Larsen	984 Eddy St.
Mary McKenna	982 Eddy St.
Mr & Mrs F. Neary	15 Reeder St.
Mr & Mrs John Timmanni	17 Reeder St.
Mr & Mrs Joseph Arruda	11 Reeder St.
Mr & Mrs John Sweeney	980 Eddy St.
Mr. & Mrs. Manuel Santos Jr.	980 Eddy St.
Mr & Mrs Harold H. Williams	977 Eddy St.
Mr & Mrs Milton Gilmore	985 Eddy St.
Mrs. Mary V. Murphy.	1015 Eddy St.
Mr & Mrs Mr & Mrs F. Cardinal	1001 Eddy St.

The People

Edmund Holgate

Mary E. Breslin

Mrs John J. Shaw

Mrs. Rose Devine

Mrs Mary B. Derrin

Mr & Mrs Edward Leman

Mr. Mrs Finch

Mr Mrs Gilbert Marshall

Mr. & Mrs. William Sullivan

Mr. & Mrs Everett Hinchark Jr.

987 Eddy St.

969 Eddy St.

969 Eddy St.

960 Eddy St.

957 Eddy St.

9 Clarke St

1017 Eddy St.

11 Hylstead St.

11 Hylstead St.

11 Hylstead St.

The above names were witnessed by
Mr James J. Donnelly John F. McLaughlin

Subscribed and sworn to before me
at Providence, R.I. this 25th day of
September 1953.

May 20 1954
NOTARY PUBLIC
My Commission Expires
June 30, 1956

Received of

Sept. 25, 1953

19

John E. Allenev et al

Ten and 00/100

Dollars

100 for petition to City Council for change in Zone bounded by Thurber
Ave., Day St. to the Providence River, south to Main Center.

\$10.00

Gibsons 704

The City of Providence — Legislative Department
CITY CLERK'S OFFICE—OFFICIAL MEMORANDUM

Providence, R. I., October 2, 1953

TO: -City Plan Commission

SUBJECT: ZONING CHANGE

CONSIDERED BY: Committee on Ordinances

ACTION TAKEN: VOTED: To refer to City Plan Commission for study, report and recommendation the attached petition that the zone of the City of Providence, bounded by Thurber Avenue, Eddy Street to the Providence River, south to Manu Center, presently designated as Zone M-1 be changed so as to prohibit the establishment of junk yards, waste paper companies and similar businesses within said area.

W. Everett Smith

City Clerk



City Plan Commission

GEORGE HURLEY, *Chairman*
JERRY V. LORENZO RALPH MATERA

WALTER H. REYNOLDS, *Mayor*
LUCIO E. CARLONE, *Secretary*

PAUL A. SAN SOUZI, *Vice Chairman*
HARRY PINKERSON EDWARD WINGO

FRANK H. MALLEY, *Director*
MILLARD HUMSTONE, *Senior Planner*

*Suite 103, City Hall,
Providence 3, Rhode Island*

October 28, 1953

Committee on Ordinances
City Hall
Providence, Rhode Island

SUBJECT: REFERRAL NO. 539 - ZONING CHANGE OF PROPERTY BOUNDED BY THURBERS AVENUE, EDDY STREET TO THE PROVIDENCE RIVER, SOUTH TO MANU CENTER

Gentlemen:

The subject referral received consideration by the City Plan Commission at a meeting held on Tuesday, October 27, 1953.

This referral is a request that the zone of the City of Providence, bounded by Thurbers Avenue, Eddy Street to the Providence River, south to Manu Center, presently designated as Zone M-1 be changed so as to prohibit the establishment of junk yards, waste paper companies and similar businesses within said area.

The Commission

VOTED: To recommend that this request be denied. It would not be logical or reasonable to exclude junk yards from M-1 Zones throughout the City. The only other alternative is a change in the zoning map. The possibility of rezoning part of the area has been considered, the part between Thurbers and Pavilion Avenues from M-1 to a residential or commercial zone in which junk yards would be excluded. However, because of the M-1 zoning on three sides of this area and because of the number of existing commercial and industrial uses scattered throughout the area, such rezoning would not be logical.

Very truly yours,

FRANK H. MALLEY
DIRECTOR
CITY PLAN COMMISSION

FHM:MMH

c.c. Councilman Wesley D. Homan
Councilman Joseph Schlossberg
Councilman James L. Cahill
Councilman Charles H. O'Connor

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(Page 653)

Government and the American Economy
Mark Farnold - Assistant Professor of
Government, Harvard University

Lincoln Gordon - Faculty Instructor
in Government, Harvard University,

The Politics of Modern Democracy will not
permit the Revolution of Community and
dependent upon a basic Occupation. Democratic
Institutions cannot ~~but~~ but respond to
dislocation arising out of wild fluctuations
in the Economic Position of certain Types of
Business in our midst, Pressure for some
form of Governmental Intervention is ir-
resistible. The task for Public Policy is the
satisfaction of such demands in the manner
most closely in accord with the broad
requirements of General Welfare. It is a fact
that in 1790 - The expense of the Government
was \$4,200,000; and one hundred later, it was
\$318,000,000, and strange to relate the Laws of
1790 sufficed for the time, To a Nation bred as
the Americans have been in an almost Super-
stitious Reverence for a particular form of
Government, this change or any change
whatever has become a matter of Great Moment.
It is their Recognition that the Present cannot
be molded to fit the Machinery of the Past.

The honorable City Council.

The Council, the 10th Ward, refuse with
their neighbors of the 11th Ward, in the
knowledge that improved living conditions
better health standards, and the removal
of junk from their district, The City
Council is aware that a Slum Clearance,
involving Real Estate, Lease Rights, and
the Possession of junk dealers, and other
Residents of the District should have
been considered first? What does the City
Council do about it? Have they informed
the junk dealers where they were to go,
What complaint has the City Government
Entered into with the junk dealers, do
they believe that the indignation of the
Citizens might prevail, and the junk
locate any place they desired, If such a
thought is in their minds they had better
forget it. Because the whole 10th Ward
is aroused against them, The Factory
The Real Estate Home Owners, The
Citizens of the 10th Ward object to the
City cleaning one district, and creating
another Slum Area in another of the
13 Wards.

Dealers

Chapter 2544 - Public Laws
Passed at the following Session - 1950
An act relating to Slum Clearance
and Redevelopment, Including
Particularly the Clearance and
Redevelopment of Dilapidated Area in
Urban and Suburban Communities
in this State and Providing ways and
Means therefor, and for assisting Public
and Private Enterprise in the Attainment
of the Objectives and carrying out the
Purpose of this Act.

Article 4 - Prerequisites - Sec 23 - ? -

Articles 5 - Tentative Plan in Project Areas.

Articles 6 - Establishment of Project Area
and Adoption of Tentative Plan

Article 7 - Redevelopment Agencies.

Sec 43 - Sec 44 - Sec 46

? Sec 47 - Suspension of Agency

Licensing Ordinance defined ⁶⁶junk³³, as ~~Old~~ Iron,
Chain, Brass, Copper, tin, Lead, Zinc, or other
Base Metals, Old Rope, old Rags, rags,
Waste Paper, Paper ~~clippings~~, scraps of Woollen
Cloys, Bagging, Rubber and Glass, and Empty
Bottles, of different, when less Than one Dozen
and all Articles discarded or no longer Used
as a Manufactured Article composed of any one
or More of the Materials Mentioned
Decker V. City of Chicago, 173 N. E. 364, 367
341. 111 489.

Junk³³ is defined to be worn out and discarded
Material in general that may be turned to some use;
Especially Old Rope, Chains, Iron, Copper, Parts
of Machinery, and bottles gathered or bought up
by traders ~~called~~ junk dealers, Hence
Rubbish of any kind, Cods and Cods,
City of Chicago V. Inquis Steel and Iron, 1 N.
E. 240. 241 243 284 111 app. 561

Junk - 2.

A set of Scales and a quantity of Rock Salt is not covered by a pledge of "Iron, Junk, Hides, Etc," the Etc. being held only to refer to Property of the same General Character as "Iron, Junk, and Hides," Morganstein V. Commercial Nat. Bank of Chateworth, 125 111 App. 397, 399.

A Person who has a fixed Place of Business in a City where he buys and Sells Merchandise Commonly known as "Junk," is not a Peddler and travelling Vendor Within the Meaning of Sec 946 of the Civil Code of 1910. Weatherly V. City of Athens 90 S E 49418 Ga App 734.

The word "Junk" is of Nautical Origin, Originally signifying old or condemned cable and Cordage. The Word has come to mean worn out or discarded Material in General that still may be turned to use like old rope, S. Hooks, Parts of Machinery, Etc. City of Chicago V. Peterson, 282 111 App. 260, 261.

Junket ?

The Word Junket ? though not bad in its derivation or Early Use, has come to be applied with a suggestion of Shame and as indicative of a petty use of Public Money in travelling to Meetings, Conferences, Conventions or Public Hearing, *Tousley V. Leach*, 230 N.W. 488 489 180 Minn. 293.

Every junk it is said, is a second hand store; But not every second hand store is a junk shop. The term Second Hand store if not qualified or limited, would include any store in which any kind of second hand goods are dealt in, a store in which Furniture, both new and old is exclusively dealt in, is held not to be a junk shop with the meaning of a City Ordinance requiring a license of Person keeping a Second Store and Junk Shop. *City of Duluth V. Bloom*, 86 N.W. 580 581 Minn., 97, 21 L.R.A. 689 Cited in *Commonwealth V. Ringold*, 65 N.E. 374, 182 Mass 308















