

RESOLUTION OF THE CITY COUNCIL

No. 192

Approved April 22, 1992

RESOLVED, That the City Collector is hereby authorized to cause the taxes and boarding liens to be abated on that property located along 276 Potters Avenue in the total amount of Three Thousand, One Hundred Seventy-Eight Dollars, Thirty Cents (\$3,178.30) as requested by S.W.A.P. and Eustaquio D. Albizu.

IN CITY COUNCIL
APR 10 1992
READ AND PASSED
James H. [Signature]
PRES.
Michael L. Clement
CLERK

APPROVED
APR 22 1992
[Signature]
MAYOR

IN CITY COUNCIL
DEC 5 1991
FIRST READING
REFERRED TO COMMITTEE ON FINANCE

Michael R. Clement CLERK

Councilman Rollins (By request)

CAROLYN F. BRASSIL
CITY COLLECTOR



VINCENT A. CIANCI, JR.
MAYOR

FINANCE DEPARTMENT

CITY COLLECTOR

November 14, 1991

Mr. Michael Clement
City Clerk
City Hall
Providence, Rhode Island

Dear Mr. Clement:

I am requesting that a S.W.A.P. application filed by Eustaquio D. Albizu of 276 Potters Avenue, Providence, Rhode Island for abatement of taxes on Assessor's Plat 48 Lot 951 in the amount of \$2,615.55 and for an abatement of boarding liens in the amount of \$562.75 be approved.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn F. Brassil".

Carolyn F. Brassil
City Collector

CFB/dl

FBI

NOV 18 11 2 AM '91

DEPT. OF JUSTICE
PROVIDENCE, R.I.

ABANDONED BUILDING TAX ABATEMENTS: INITIAL APPLICATION FOR ABATEMENT

ACCOUNT # 08-352-500 DATE OF APPLICATION 8/5/87

PLAT & LOT 48/951

ADDRESS OF BUILDING 276 Potters Ave, Providence, R.I.

APPLICANT Eustaquio D. Albizu

MAILING ADDRESS (Same) ZIP CODE 02905

CONDITION OF BUILDING AT PURCHASE: (ATTACH DESCRIPTION) Abandoned house with small fire.

ABATEMENT REQUEST:

| YEAR | REAL ESTATE TAXES | INTEREST AND COSTS | OTHER LIENS (name) | TOTAL |
|--|-------------------|--------------------|--------------------|-------|
| <u>Tax Reverted property - amount of back taxes to be</u> | | | | |
| <u>Redeem \$2,615.55 plus (10) Boarded liens for the</u> | | | | |
| <u>amount of \$-562.75 (from 12/1/82 through 3/20/86).</u> | | | | |

TOTAL ABATEMENT REQUESTED: \$3,178.30

ABATEMENTS WILL BE CONSIDERED UNDER THIS ORDINANCE ONLY FOR BUILDINGS ABANDONED WHEN PURCHASED. "Abandoned building" shall mean any structure which 1) has been completely vacant for over 90 days. 2) has been boarded up, or has been scheduled to be boarded up by the Dept of Building Inspection or Division of Code Enforcement, as determined by Section 13-40 of the Housing Code, and Section 124.7 of the Building Code.

Certification received that building was abandoned when purchased by applicant. (Building inspector or sponsoring neighborhood organization).

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE.

Eustaquio D. Albizu
APPLICANTS SIGNATURE

APPLICATION FOR ABATEMENT OF BACK TAXES ACCEPTED REJECTED

[Signature]
CITY COLLECTOR

ABATEMENT OF BACK TAXES MUST BE GRANTED BY THE CITY COUNCIL. For abatement of back taxes, all necessary documentation must be received by the City Collector. Upon receipt, request for abatement will be presented to the City Council by the City Collector. All property where an application for abatement is pending and deemed as bonifide by the City Collector shall not be offered for tax sale. Title on all property which has been sold at a prior tax sale and on which an application for abatement is pending shall not be assigned or transferred by the City Treasurer. No current tax payment shall be applied for satisfaction of back taxes due and owing.

SEE ATTACHED SHEET FOR LIST OF DOCUMENTATION TO BE COLLECTED FOR ABATEMENT.

ABANDONED BUILDING TAX ABATEMENTS: FINAL APPLICATION FOR ABATEMENT

ACCOUNT# 08 352-500 TODAY'S DATE 6/18-91

PLAT/LOT 48-951

ADDRESS OF BUILDING 276 Patters Av Prov RI

APPLICANT EUSTAQUIO Di ARIZU

TOTAL ABATEMENT REQUESTED _____

CITY COLLECTOR:(at time of initial application) RONALD TARRO

DATE OF INITIAL APPLICATION FOR ABATEMENT: _____

ALL DOCUMENTATION MUST BE RECEIVED BY THE CITY COLLECTOR WITHIN THREE (3) YEARS OF DATE ON INITIAL APPLICATION FOR ABATEMENT.

DOCUMENTATION: (attach to back)

- 1. Sworn affidavit of occupancy by owner for at least one year. ✓
- 2. Certification of the Building Inspector that permits have been applied for and complied with. ✓
- 3. Certification from the Division of Minimum Housing that the property is in compliance with the Providence Minimum Housing Standards. ✓
- 4. A certificate of clear title, but for municipal liens. _____

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE.

Eustaquio Di Arizu
APPLICANT'S SIGNATURE

I HAVE RECEIVED ALL NECESSARY DOCUMENTATION FOR ABATEMENT OF BACK TAXES ON REHABILITATED PROPERTY, AND RECOMMEND TO THE CITY COUNCIL THAT THE REQUESTED ABATEMENT OF BACK TAXES FOR THIS PROPERTY BE APPROVED.

DATE _____

CITY COLLECTOR _____

Presented at Council meeting: (date) _____
Sponsoring Councilman _____

Abatement of Back Taxes Granted _____ Rejected _____
Reason Rejected: _____

CITY OF PROVIDENCE



Department of Planning and Urban Development
Division of Code Enforcement
Errol Hunt
276 Potters Avenue
Providence, Rhode Island

Address 276 Potters Avenue
Census Tract 4 Block 34
Bldg. Fire Health Others
Issued January 14, 1981
Expires May 15, 1981

To The Person(s) Responsible:

On January 13, 1981 an examination was made of the premises located at 276 Potters Avenue

It was found in non-compliance with the provisions of Chapter 13 of the Ordinances of the City of Providence relating to Minimum Standards for Housing as detailed below.

In accordance with the provisions of the above Ordinance, you are hereby ordered to correct these defects within the time specified below. Failure to comply with this notice will necessitate legal action.

Some repairs or improvements required will necessitate permits from the Building Inspection Department before the work is started. Call this office, 112 Union St., Telephone, 421-7740, Ext. 357, as soon as all violations have been corrected.

YOU MAY REQUEST A HEARING. Within ten (10) days of service of this notice of violation and upon written request to the Division of Code Enforcement, wherein is set forth: (1) a brief statement of the grounds therefor; (2) the person and address upon whom notices and orders may be served and; (3) why such enforcement or compliance should not be effected, a hearing will be granted to you before the Chief or his designate.

Very truly yours,
Barbara Krank
Chief, Division of Code Enforcement

VIOLATIONS

gll

6-20-91

13-183 Exterior trim needs protective coating.



YOU ARE GRANTED UNTIL MAY 15, 1981 TO CORRECT THE ABOVE CONDITION.

ASTERISK (*) VIOLATIONS CONSTITUTE A DIRECT HAZARD OR IMMEDIATE PERIL TO THE HEALTH, SAFETY, OR WELFARE OF THE OCCUPANTS OF THE DWELLING OR TO THE PUBLIC. THESE MUST BE CORRECTED IMMEDIATELY. IF NOT CORRECTED THEY MAY QUALIFY FOR RENT PAYMENTS INTO THE CITY OF PROVIDENCE RENT ESCROW ACCOUNT.

Corrections of violations of codes other than the Housing Code may be required in a lesser amount of time than above noted at the discretion of the Department responsible therefor.

MUNICIPALITY

CERTIFICATE OF USE AND OCCUPANCY

No. 3100

3150 PCC

THIS IS TO CERTIFY that the (1) One Story 5B
Constructed (1) One Family Dwelling R-4

erected on Plat No.: 48 Lot No.: 951

Addition: _____

Street and No.: 276 Potters Avenue

Owner: Eustaquio Albizu Use Zone: R-3

Architect or Engineer: _____

Contractor: owner Builders Reg. No. _____

Building Permit No.: 584-12/3/86 Plan No.: _____

has been inspected + 580/91 and the following occupancy thereof is hereby authorized:

| Occupancies: Max. Allowable floor live loads per sq. ft. | Occupancy Load |
|--|----------------|
| Basement: <u>Household Storage</u> | |
| 1st Floor: <u>(1) One Family Dwelling</u> | |
| 2nd Floor: _____ | |
| 3rd Floor: _____ | |
| 4th Floor: _____ | |
| 5th Floor: _____ | |
| 6th Floor: _____ | |
| 7th Floor: _____ | |
| 8th Floor: _____ | |
| 9th Floor: _____ | |
| 10th Floor: _____ | |
| Roof: _____ | |

This Certificate must be posted where required by the State Building Code, and permanently maintained in a conspicuous place at or close to the entrance of the building or structure referred to above.

[Signature] 1986
Building Official
Expiration Date [Signature]

November 6, 1991

To whom this may concern;

I, Eustaquio Alvizu would like to certify the following,
that I have lived at 276 Potters Avenue, Providence, RI 02905
or the period of 4 years.

If you would happen to have any other questions, please
notify me as soon as possible.

Sincerely yours


EUSTAQUIO ALVIZU


LEONIDAS MEDINA
NOTARY PUBLIC
expires 6/93



S.W.A.P.

STOP WASTING ABANDONED PROPERTY

VERIFICATION OF ABANDONED HOUSE FOR TAX ABATEMENT

This letter certifies that 276 Potters Ave. -
ADDRESS OF ABANDONED HOUSE

is an abandoned house and fits MOCD's criteria for declaring a house abandoned .

1. The structure has been completely vacant for over 90 days.
2. The structure is boarded up, or scheduled to be boarded up by the Building Inspector's office or the Code Enforcement office as determined by Section 13-40 of the Housing Code and Section 124.7 of the City's housing Code.

Eustaquio D. Albizu professes to hold a legal sales
NAME OF APPLICANT
agreement or warrenty deed for this property, dated prior to
this application.

Quinto Soto
SWAP STAFF

8/5/87
DATE

439 Pine St. , Providence, R.I. 02907
(401) 272-0526

FORECLOSURE DEED
UNDER POWER OF SALE IN MORTGAGE

EUSTAQUIO D. ALBIZU, of the City and County of Providence assignee of a mortgage by Errol E. Hunt of the City of Providence in the State of Rhode Island, to Citizens Savings Bank, dated December 21, 1973 and recorded January 2, 1974 at 10:15 a.m. in the Land Evidence Records in the City of Providence, state of Rhode Island, by the power conferred by said mortgage and by every other power it thereunder enabling, for THREE THOUSAND DOLLARS (\$3,000.00) paid, grants, bargains, sells and conveys unto EUSTAQUIO D. ALBIZU of the City and County of Providence, State of Rhode Island, the following:

That certain lot or parcel of land with all the buildings and improvements thereon situated on the southerly side of Potters Avenue in the City and County of Providence, State of Rhode Island, laid out and designated as Lot No. 10 (ten) on that plat entitled, "THE POWDER HOUSE PLAT BELONGING TO THOMAS H. RAY OF EAST PROVIDENCE, R.I. W.M. DEXTER, ENG." which plat is recorded with the Records of Land Evidence of the City of Providence in Plat Book 18 at page 20 and (copy) on Plat Card 588.

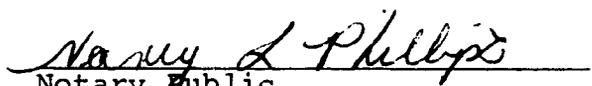
Subject to a right of way of record, any interest in the City of Providence as a result of nonpayment of real estate taxes, all unpaid real estate taxes, sewer and water bills, board-up liens and Minimum Housing violations.

Witness my hand and seal this 30th day of AUGUST, 1988.


EUSTAQUIO D. ALBIZU

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

In Providence on the 30th day of AUGUST, 1988 before me personally appeared EUSTAQUIO D. ALBIZU to me known and known by me to be the party executing the foregoing instrument and he acknowledged said instrument, by him executed, to be his free act and deed.


Notary Public

AFFIDAVIT OF SALE UNDER
POWER OF SALE IN MORTGAGE

I, EUSTAQUIO D. ALBIZU, the assignee of the mortgage named in the foregoing deed, make oath and say that the principal and interest of the obligation mentioned in the mortgage above referred to were not paid or tendered or performed when due or prior to the sale, and that I caused to be published on September 10, 17, 24 and October 1, 1986, a notice of said sale in The Providence Journal, a public newspaper published in the City and County of Providence, State of Rhode Island in accordance with the provisions of said mortgage, of which the following is a true copy:

LEGAL NOTICES

MORTGAGEE'S SALE

276 Potters Avenue,
Providence, Rhode Island
02907

Will be sold at Public Auction on Thursday, October 2, 1986 at 1:00 P.M., Eastern Standard Time, on the premises at 276 Potters Avenue, Providence, Rhode Island, by virtue of a power of sale contained in a mortgage made and executed by ERROL E. HUNT dated December 21, 1973 and recorded on January 2, 1974 at 10:15 A.M. in the Records of Land Evidence in the City of Providence, County of Providence, State of Rhode Island, the conditions of said mortgage having been broken:

That certain lot or parcel of land with all the buildings and improvements thereon situated on the southerly side of Potters Avenue in the City and County of Providence, State of Rhode Island, laid out and designated as Lot No. 10 (ten) on that plat entitled, "THE POWDER HOUSE PLAT BELONGING TO THOMAS H. RAY OF EAST PROVIDENCE - R.I. - W.M. DEXTER, ENG." which plat is recorded with the Records of Land Evidence of the City of Providence in Plat Book 18 at page 20 and (copy) on Plat Card 588.

The above premises will be sold subject to local, state and federal taxes, assessments, charges and any other encumbrances which may constitute a prior lien thereon and will be conveyed subject to any restrictions of record and rights of redemption for unpaid federal taxes, if any, as shall, notwithstanding this provision, constitute valid liens or encumbrances thereon, after said sale.

Terms: FIVE THOUSAND DOLLARS (\$5,000.00) down payment in cash or certified check at time and place of sale; other terms to be announced at time of sale.

By order of the holder of the mortgage who gives notice of its intention to bid at said sale or any postponement or adjournment thereof.

FRANCIS J. MURRAY, JR.
911 Turks Head Building
Providence, Rhode Island
02903

Attorney for the holder
of the mortgage

Pursuant to said notice at the time and place therein appointed, EUSTAQUIO D. ALBIZU, sold the mortgaged premises at public auction by Gregory J. Accetta, a duly qualified auctioneer, to the said EUSTAQUIO D. ALBIZU for FIVE THOUSAND DOLLARS 9\$5,000.00), subject to local, state and federal taxes, assessments and charges if any, which constitute a prior lien thereon, said EUSTAQUIO D. ALBIZU being the highest bid made for said premises at said auction.


EUSTAQUIO D. ALBIZU

Subscribed and sworn to before me this 30th day of August, A.D., 1987.

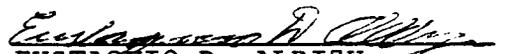

Notary Public

AFFIDAVIT OF NON-MILITARY SERVICE

I, EUSTAQUIO D. ALBIZU, having been duly sworn depose and say:

1. I am the person who caused the above premises to be sold at foreclosure sale.

2. The mortgagor, Errol E. Hunt, was not, nor was any other person having an interest of record in said real estate, in the military service of the United States of America as that term is defined in the Soldiers and Sailors Civil Relief Act of 1940, as amended as of the commencement of these proceedings or within three months prior thereto.


EUSTAQUIO D. ALBIZU

Subscribed and sworn to before me this 30th day of August, 1988 at Providence, Rhode Island.


Notary Public

FORECLOSURE DEED
UNDER POWER OF SALE IN MORTGAGE

EUSTAQUIO D. ALBIZU, of the City and County of Providence, assignee of a mortgage by Errol E. Hunt of the City of Providence in the State of Rhode Island, to Citizens Savings Bank, dated December 21, 1973 and recorded January 2, 1974 at 10:15 a.m. in the Land Evidence Records in the City of Providence, State of Rhode Island, by the power conferred by said mortgage and by every other power it thereunder enabling, for THREE THOUSAND DOLLARS (\$3,000.00) paid, grants, bargains, sells, and conveys unto EUSTAQUIO D. ALBIZU of the City and County of Providence, State of Rhode Island, the following:

That certain lot or parcel of land with all the buildings and improvements thereon situated on the southerly side of Potters Avenue in the City and County of Providence, State of Rhode Island, laid out and designated as Lot No. 10 (ten) on that plat entitled, "THE POWDER HOUSE PLAT BELONGING TO THOMAS H. RAY OF EAST PROVIDENCE R.I. W.M. DEXTER, ENG." which plat is recorded with the Records of Land Evidence of the City of Providence in Plat Book 18 at page 20 and (copy) on Plat Card 588.

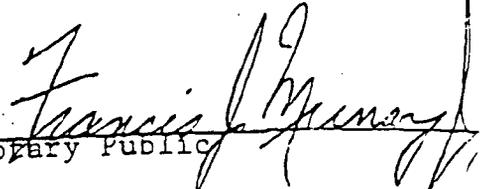
Said conveyance is subject to local, state, and federal tax assessments and charges, if any which constitute a prior lien thereon.

WITNESS, my hand and seal this 29th day of October, 1987.

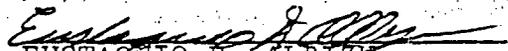

EUSTAQUIO D. ALBIZU

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

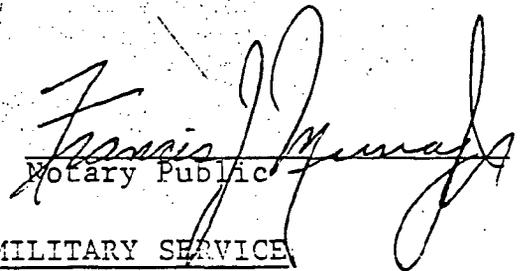
In Providence on the 29th day of October, 1987 before me personally appeared EUSTAQUIO D. ALBIZU to me known and known by me to be the party executing the foregoing instrument and he acknowledged said instrument, by him executed, to be his free act and deed.


Notary Public

Pursuant to said notice at the time and place therein appointed, EUSTAQUIO D. ALBIZU, sold the mortgaged premises at public auction by Gregory J. Accetta, a duly qualified auctioneer, to the said EUSTAQUIO D. ALBIZU for FIVE THOUSAND DOLLARS (\$5,000.00), subject to local, state and federal taxes, assessments and charges, if any, which constitute a prior lien thereon, said EUSTAQUIO D. ALBIZU being the highest bid made for said premises at said auction.


EUSTAQUIO D. ALBIZU

Subscribed and sworn to before me this 29th day of October, AD., 1987.


Notary Public

AFFIDAVIT OF NON MILITARY SERVICE

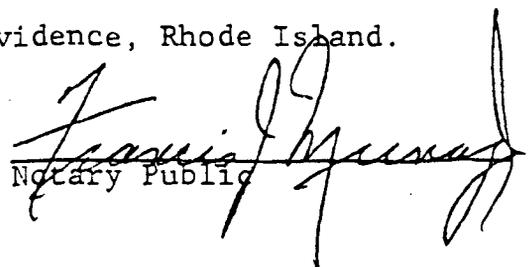
I, EUSTAQUIO D. ALBIZU, having been duly sworn depose and say:

1. I am the person who caused the above premises to be sold at foreclosure sale.

2. The mortgagor, Errol E. Hunt, was not, nor was any other person having an interest of record in said real estate, in the military service of the United States of America as that term is defined in the Soldiers and Sailors Civil Relief Act of 1940, as amended as of the commencement of these proceedings or within three months prior thereto.


EUSTAQUIO D. ALBIZU

Subscribed and sworn to before me this 29th day of October, 1987 at Providence, Rhode Island.


Notary Public