

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 652

Approved August 15, 1975

RESOLVED, DECREED, AND ORDERED:

That the following portion named highway shown as crosshatched area on the accompanying Plan entitled "Providence, R. I., P. W. Dept. - Engineering Office, Street Line Section Plan No. 063939, Date: July 14, 1975,

viz:

O'Connor Street, from Aldrich Street, Northerly, to its Termination at Route I-95, having ceased to be useful to the public and the same is abandoned as a public highway and the damage to the abutters is appraised at nothing and so awarded, subject to such easment as the Department of Public Works and Narragansett Electric Company may require

ORDERED, that the Director of Public Works, 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 this State.

IN CITY COUNCIL
AUG 1 1975

READ AND PASSED

Ralph Fagnola PRES.
Ernest Crespi ACTING CLERK

APPROVED

MAYOR

Vincent L. Linares
AUG 14 1975

**THE COMMITTEE ON
PUBLIC WORKS**

**Approves Passage of
The Within Resolution**

Francis C. Vesper
July 29, 1975 *Clerk*

DO NOT WRITE

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

Whereas, O'Connor Street in the City of Providence as it extends from Aldrich Street terminates at a dead end at the barrier to route 1-95, and,

Whereas, the said area is no longer used for highway purposes, but has become vacant land on which debris accumulates, and,

Whereas, the adjoining property owners desire that the said area be abandoned as a highway so that under private supervision the area may be better maintained and enhance the appearance of the neighborhood,

Now, therefore, the undersigned request that the northerly area of O'Connor Street lying northerly of Aldrich Street and bounded by a parcel owned by the trustees of Penn Central Transportation Company, Division Realty Corporation, and Federal Products Corporation, and route 1-95, having ceased to be useful to the public be abandoned, being from a point approximately 200 feet northerly from Aldrich Street, as located adjacent to lots 159, 162, 163, and 164 on assessor's plat 57, all as more particularly set out in the shaded area on the attached plan of Gilbert & Maloney, Engineers, dated October 2, 1973.

Dated: June 18 1975

Respectfully submitted,

Division Realty Corporation

By William F. Petto (wfp)
President

Federal Products Corporation

By R. Blanchette
Executive Vice President

Robert W. Blanchette, Richard C. Bond,
and John H. McArthur, trustees of the
property of Penn Central Transportation
Company

By James E. Thynner
Vice President
Real Estate Administration
Penn Central Properties Division
Victor Palmieri and Company
Incorporated

DEPARTMENT OF CITY CLERK
RECEIVED

JUN 19 1975

Vincent Vespia
CITY CLERK OF PROVIDENCE, R. I.

Pd by C/O #014508
amt \$35.00

IN CITY COUNCIL

JUN 24 1975

FIRST READING

REFERRED TO COMMITTEE ON

PUBLIC WORKS

Umbreit
CLERK

Councilman Johnson
and
Councilman Mc Kenna

by Request

FILED
JUN 28 2 37 PM '75
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

OK

75-S 534

Introduced by—

Senators Lynch and Revens

Ordered Printed by—

Senate

Referred to—

Senate Committee on Judiciary

Date Printed—

March 19, 1975

State of Rhode Island and Providence Plantations

JANUARY SESSION, A. D. 1975

AN ACT Relating to Highway Abandonment.

It is enacted by the General Assembly as follows:

Section 1: Sections 24-6-1 and 24-6-2 of the general laws in chapter 24-6 entitled "Abandonment by towns" are hereby amended to read as follows:

24-6-1. ORDER OF ABANDONMENT—REVERSION OF TITLE — NOTICE. — Whenever, by the judgment of the town council of any town, a highway or driftway in said town, or any part of either, has ceased to be useful to the public the town council of said town is authorized so to declare it by an order or decree which shall be final and conclusive; and thereupon the title of the land upon which such highway or driftway or part thereof existed shall revert to its owner, and the town shall be no longer liable to repair the same; provided, however, that the said town council shall cause a sign to be placed at each end of such highway or drift-

way, having thereon the words "Not a public highway", and after the entry of the said order or decree shall also cause a notice thereof to be published in a newspaper of general circulation, printed in English published in the county in which the said land lies at least once each week for three (3) successive weeks, or, if there be no such newspaper published in the county in which the land lies, then in such newspaper published in Providence county, circulated within said city or town and a further and personal notice shall be served upon every owner of land abutting upon that part of the highway or driftway which has been abandoned who is known to reside within this state but nothing herein contained shall in any manner affect any private right-of-way over the land so adjudged to be useless as a highway or driftway, if such right had been acquired before the taking of such land for a highway or driftway.

24-6-2. NOTICE TO ABUTTING LANDOWNERS OF PROPOSED ABANDONMENT. — Every town council, before proceeding to abandon any highway or driftway or any part thereof, shall give notice to the owners of the lands abutting upon any part of such highway or driftway within the town to appear, if they see fit, and be heard for or against such abandonment, and as to damage, if any, which they will sustain thereby. Such notice shall be given by advertisement once a week for three (3) successive weeks next prior to the meeting of the town council at which such abandonment is to be first considered, in some newspaper of general circulation within said city or town printed in English and published in the county in which the land lies, or, if there be no newspaper published in the county in which the land lies, then in some such newspaper published in Providence county, and a further and personal no-

tice shall be served upon every person known to reside within this state who is an owner of land abutting upon the part of such highway or driftway which it is proposed to abandon.

Sec. 2. This act shall take effect upon passage.
 hereby do hereby certify that the foregoing act was passed by the Legislature of the State of New York on the 1st day of June, 1911, and that it was approved by the Governor on the 1st day of June, 1911.

By the Legislative Council

This act would take effect upon passage.

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: June 28, 1979

TO: *

SUBJECT: O'CONNOR STREET-ADJUNCTION-PORTER

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached is copy on above subject for your study and report, for subsequent consideration by the said Committee.

- * Acting Commissioner Cianci
- ✓ Director Realy
- Deputy Director Bernstein
- Chief Engineer Rogers
- ✓ Traffic Engineer Tibaldi

Uriel Casper

City Clerk

FRANK A. TIBALDI
TRAFFIC ENGINEER
JAMES J. D'AGOSTINO
ASSISTANT TRAFFIC ENGINEER



VINCENT A. CIANCI, JR.
MAYOR

TRAFFIC ENGINEERING DEPARTMENT

60 ERNEST ST.

PROVIDENCE, R. I. 02905

781 - 4044

June 26, 1975

The Honorable City Council
Committee on Public Works
City Hall
Providence, Rhode Island

RE: Memorandum - dated 6/25/75
O'Connor Street - Abandonment

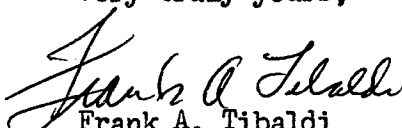
Gentlemen:

The Traffic Engineering Department has received the following petition from your Committee and has taken the subsequent action:

Request: To abandon a portion of O'Connor Street.

Disposition: No objection to said abandonment.

Very truly yours,


Frank A. Tibaldi
Traffic Engineer

FAT/it



CITY OF PROVIDENCE, RHODE ISLAND
MAYOR VINCENT A. CIANCI, JR.

DEPARTMENT OF PUBLIC WORKS . 700 ALLENS AVENUE . 02905

Daniel E. Healy, Director

Joseph J. Campo, Deputy Director

July 14, 1975

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

Dear Sir:

RE: Abandonment of O'Connor Street
From Aldrich St. to Highway Line

The Department of Public Works has no objection to the abandonment of O'Connor Street, from Aldrich Street to the Highway Line, provided the full paved easement is maintained by the petitioners.

Very truly yours,

A handwritten signature in cursive script that reads "Daniel E. Healy".

Daniel E. Healy
Director of Public Works

DEH:JJC:jlc
Enc. (plan)

BYFIELD ST.

PROVIDENCE, R. I.

P. V. DEPT. - ENGINEERING OFFICE

STREET LINE SECTION

Plan No. 063939

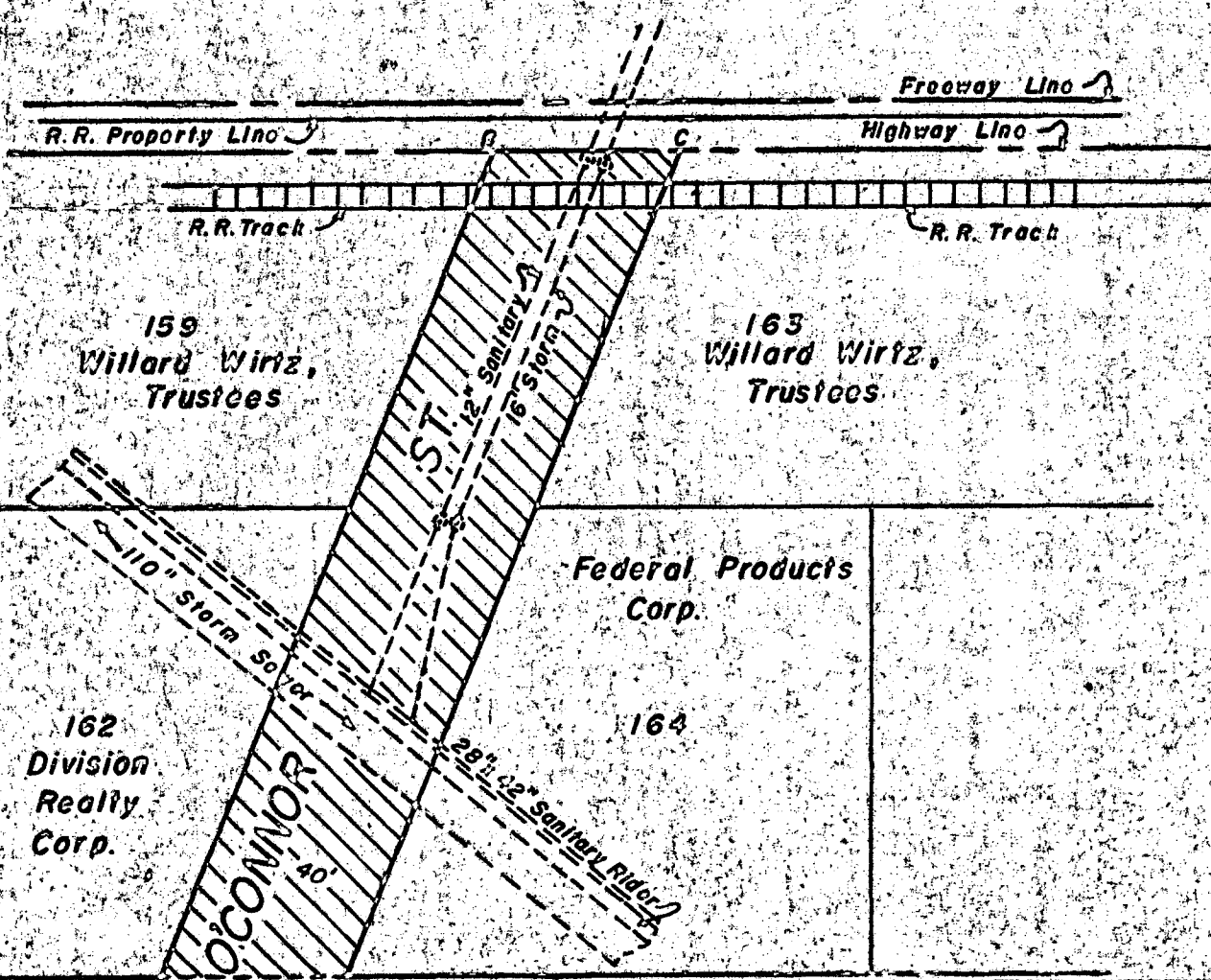
Date July 14, 1975

Notes:

Cross-Hatched Area
(A-B-C-D-A) Indicates
Proposed Abandonment

Full Width Easement
Will be Required

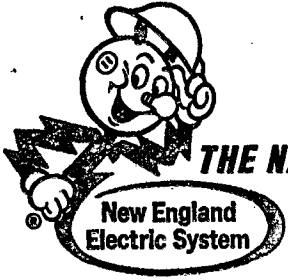
ROUTE 95



ALDRICH ST.

Lot Numbers From
Assessor's Plat 57

CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing Proposed Abandonment of
O'Connor St.
Drawn by J.A.M. Checked by A.P.
Scale 1" = 50' Date 7-14-75
Corrected by J.A.M. Approved by J.A.M.
Approved by J.A.M.



THE NARRAGANSETT ELECTRIC COMPANY 280 Melrose Street, Providence, Rhode Island 02901

July 29, 1975

Committee on Public Works
Providence City Council
City Hall
Providence, Rhode Island

Re: Petition to abandon O'Connor Street from Aldrich
Street northerly to its termination at Route 95.

Gentlemen:

The Narragansett Electric Company presently has underground electrical facilities consisting of a manhole, conduits and cables located in said O'Connor Street. These facilities are an important electrical supply system to this area and would be very difficult and costly to relocate.

However, The Narragansett Electric Company will not object to the granting of said petition, provided that in the event the petition is granted, the Petitioners will convey easements acceptable to The Narragansett Electric Company which will permit the retention of our manhole, conduits and cables in existing locations in said street, together with the right to inspect, maintain, operate and replace the same.

Very truly yours,

Aime A. Arsenault
Vice President

A

PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
 Plan No. **063959**
 Date **July 14, 1975**

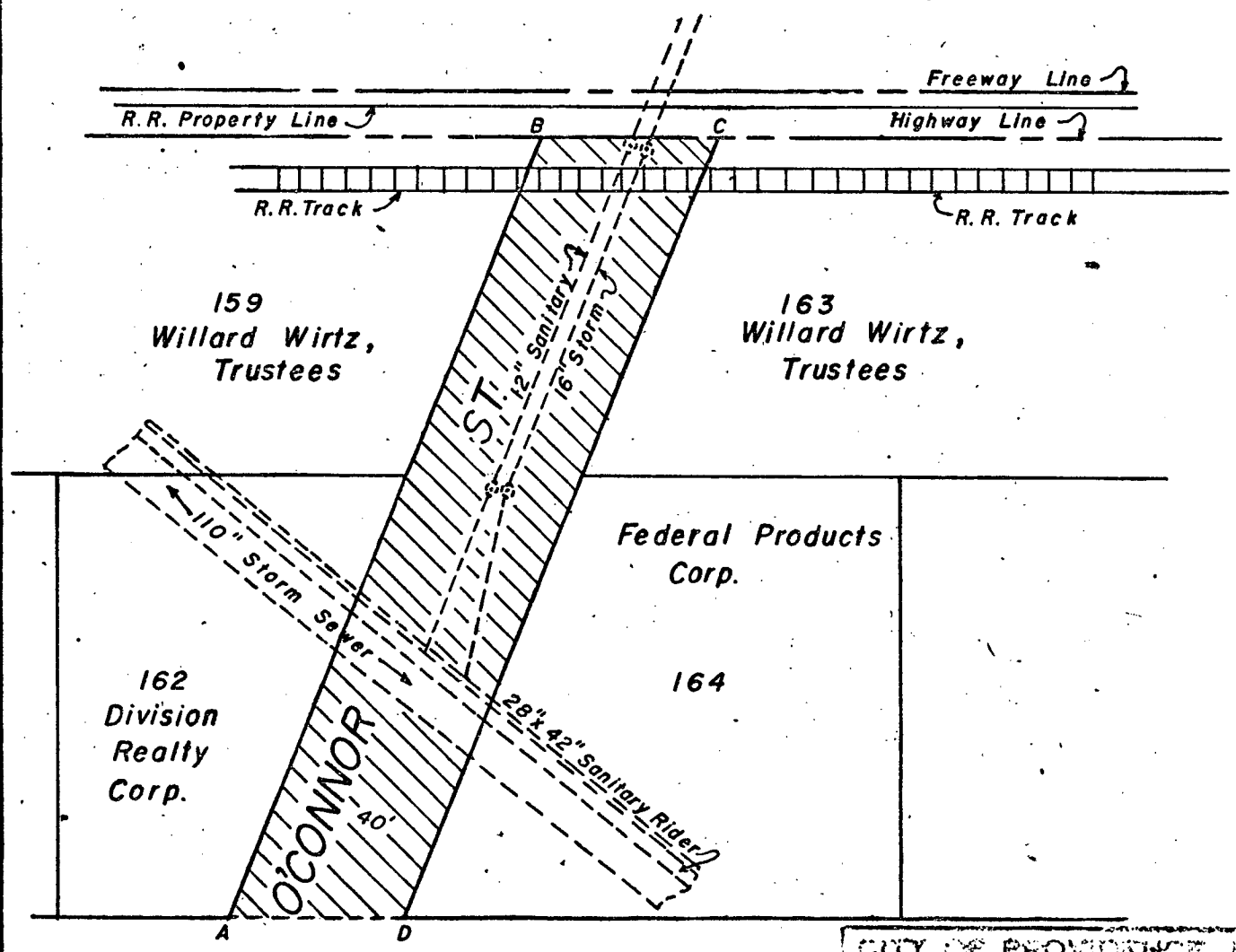
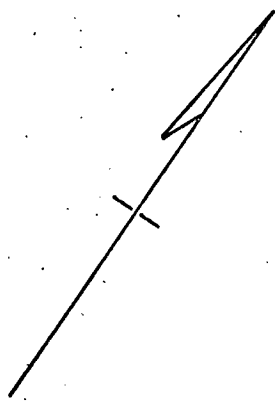
BYFIELD ST.

Notes:

Cross-Hatched Area
 (A-B-C-D-A) Indicates
 Proposed Abandonment

Full Width Easement
 Will be Required

ROUTE 95



ALDRICH ST.

Lot Numbers From
 Assessor's Plat 57

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing **Proposed Abandonment of**
O'Connor St.
 Drawn by **J.A.M.** Checked by **A.P.**
 Scale **1"=40'** Date **7-14-75**
 Corrected by **R.J. Quigley** Associate Engineer
 Approved **Joseph P. Carr** Chief Engineer

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: ABANDONMENT-O'CONNOR STREET FROM ALDRICH STREET, NORTHERLY TO ITS' TERMINATION AT ROUTE 95.

| <u>PLAT</u> | <u>LOT</u> | <u>NAME AND ADDRESS</u> |
|-------------|------------|--|
| 57 | 159 | Penn Central Transportation Co. George P. Baker, Richard C. Bond , Jarvis Langdon, Jr., Willard Wirtz, Trustees 6 Penn Central Plaza Phil., Pennsylvania |
| 57 | 162 | Division Realty Corporation 81 Aldrich Street, Prov. |
| 57 | 163 | Same owners as Lot 159 |
| 57 | 164 | Federal Products Corporation 1144 Eddy Street, Prov. |

Date

July 16 1975

Councilman Donald E. McKiernan

Councilman Harry A. Johnson

This is to certify that I have caused a true copy of the attached Resolution to be served upon the above named persons, firms and/or corporations, as the case may be, by handing to each said person, firm and/or corporation, as the case may be, or by leaving at their last usual place of abode in this state, a true copy,

Date

July 16 1975

Lawrence Martin

City Sergeant

AFFIDAVIT OF PUBLICATION

THE PROVIDENCE DAILY JOURNAL THE EVENING BULLETIN
THE PROVIDENCE SUNDAY JOURNAL

Published by THE PROVIDENCE JOURNAL COMPANY
Providence, Rhode Island

State of Rhode Island
City and County of Providence

On this 1st day of August 1975,
before me, a Notary Public, duly qualified for said
County and State, personally appeared Director
Stanley E. Inness
of Classified Advertising
Manager in the office of The Providence
Journal Company, publishers of The Providence

Journal and Evening Bulletin
a newspaper published in the City of Providence by
The Providence Journal Company, who, on being
duly sworn, states on oath that the advertisement of
The City of Providence

a true copy of which is hereunto annexed, was duly
inserted in The Providence Journal
in its issues of July 7, 14, 21 and 28

1975

Subscribed and sworn to before me this

1 day of August 19 75

James Murray
Notary Public.

CITY OF PROVIDENCE
RHODE ISLAND
COMMITTEE ON PUBLIC
WORKS OF THE
CITY COUNCIL

PUBLIC HEARING

Relative to: Abandonments as Public
Highways;

ORDERED

That all those owners of land abutting
along the following Streets are hereby
notified to appear before the Committee
on Public Works of the City Council on
Tuesday, July 29, 1975, at 7:00 o'clock
p.m. (E.D.T.) in the Chamber of the City
Council, City Hall, Providence, Rhode
Island, to be heard for or against the
following propositions.

ABANDONMENTS

O'Connor Street from Aldrich Street,
Northerly to it's Termination at Route 85.
Washington Avenue (Portion) on City
Assessor's Plat 56 from the Easterly Line
of Michigan Avenue to the Termination
Point of Washington Avenue.

Benefit Street (Portion) from the
Southerly Line of Tockwotton Street. One
Hundred and Thirty Hundreths (100.30)
feet Southerly. Carvel Street, between
Brush Hill Road and Ortoleva Drive.

Information relative to the above may
be obtained, prior to said Hearing, during
regular business hours at the Department
of Public Works, Engineering Office, 700
Allens Avenue, Providence.

The relative matters are on file at the
Department of City Clerk, City Hall,
Providence.

BY ORDER OF THE COMMITTEE
ON PUBLIC WORKS

COUNCILMAN LAURENCE K. FLYNN,
CHAIRMAN

COUNCILMEN Francis Crowley,
VICE CHAIRMAN

Louis R. Stravito
Philip F. Addison, Jr.

Philip A. Almagno
Charles R. Mansolillo

Thomas W. Pearlman
VINCENT VESPIA

City Clerk