

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 400

Approved June 30, 1982

RESOLVED, DECREED AND ORDERED

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works - Engineering Office, Street Line Section Plan No. 064202, dated June 3, 1982",

VIZ:

South Main Street, portion of, shown as cross-hatched area on accompanying plan and designated by the letters (K-L-M-N-P-Q-R-K), having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, subject to Narragansett Electric Company be permitted the retention of their underground facilities in existing locations in said South Main Street, together with the right to inspect, maintain, operate and replace the same, New England Telephone be permitted the retention of their facilities in existing locations, together with the right to inspect, maintain, operate and replace the same and with 24 hour access to said facilities, if petitioner decides that telephone facilities are to be relocated, the petitioner will assume all costs of the relocation, and provided that any City Utilities within the area to be abandoned be relocated at no expense to the City of Providence; and the damages to the abutters is appraised at nothing and so awarded, and it is further

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

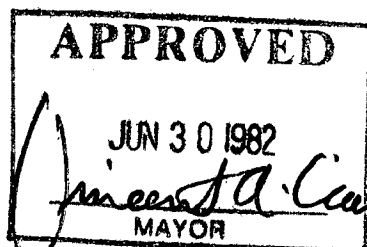
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner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

IN CITY COUNCIL

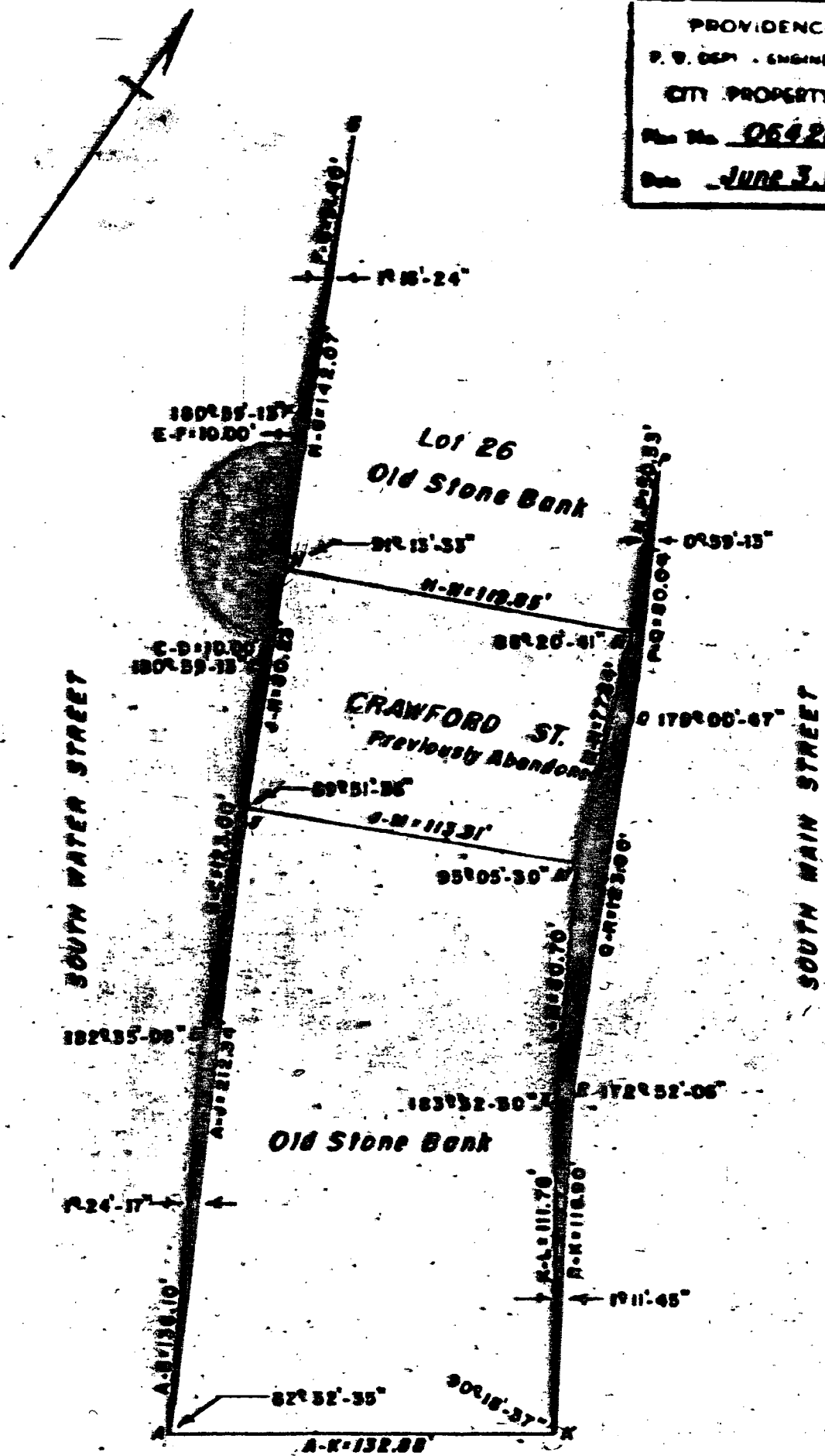
JUN 24 1982

READ AND PASSED

Robert H. Lynch PRES.
Jose M. Mendonca CLERK



PROVIDENCE R. 1
 P. W. DEPT. - ENGINEERING OFFICE
 CITY PROPERTY SECTION
 File No. 064202
 Date JUNE 3, 1982



Note:
 Shaded Area (A-B-C-D-E-F-G-H-J-A) Proposed
 Abandonment (Portion) South Water Street
 Shaded Area (K-L-M-N-P-O-R-K) Proposed
 Abandonment (Portion) South Main Street
 Utilities Easements Will Be Required In
 All Shaded Areas

CITY OF PROVIDENCE, R. 1
 Public Works Dept. Engineering Office
 Drawing: PROPOSED ABANDONMENT
 (Portion) So. Water St. & So. Main St.
 Drawn by: L.D.A. Checked by: R.D.B.
 Scale: 1" = 50' Date: 6-3-82
 City Engineer: [Signature]
 Assistant Engineer: [Signature]

Lot Numbers From Assessor's Plat 12

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

*Elle
Zel
PW*

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

1. Petitioner, Old Stone Bank, a Rhode Island banking corporation, with offices at 150 South Main Street, Providence, Rhode Island is the owner in fee of seven (7) parcels of land designated as City of Providence Tax Assessor's Plat 12, Lots 26, 46, 47, 48, 49, 50 and 51. Lot 26 abuts the westerly line of South Main Street, a public highway, the northerly line of Crawford Street, a public highway, and the esaterly line of South Water Street, also a public highway. Lots 46 and 47 abut the southerly line of Crawford Street, Lots 50 and 51 abut the easterly line of South Water Street and Lots 48 and 49 abut the westerly line of South Main Street. All references to the Assessor's Plat and Lots are as the same appear on the Assessor's Map of the City of Providence as assessed December 31, 1981. Attached hereto is an exhibit of said Assessor's Map of the City of Providence further identifying the lots.

2. Petitioner is about to enter into an agreement with Golden Dome Associates, a Massachusetts limited partnership, for the development of the aforesaid seven (7) parcels of land for potential use as retail and office space as well as for parking facilities. The development shall be known as "Old Stone Plaza."

3. It is anticipated that an office complex will be constructed on the lots. A portion of South Main Street as further described herein has ceased to be useful to the public and, therefore, ought to be abandoned.

4. Pursuant to the provisions of Chapter 24-6 of the General Laws of Rhode Island, 1956 (1969 Renactment, as amended), and upon resolution of the City Council of the City of Providence, the aforesaid portion of South Main Street may be abandoned thereby causing title to the land upon which such highway exists to revert to its owner, namely the Petitioner, Old Stone Bank, and the City shall be no longer liable to repair the same.

5. Upon the abandonment of the aforesaid portion of South Main Street, the project to be developed will be in the public interest and will be of benefit to the City of Providence.

6. Petitioner specifically requests abandonment of the following public highway which has ceased to be useful to the public, TO WIT:

That certain portion of area of South Main Street bounded and described as follows:

Beginning at the intersection of the southwesterly line of South Main Street and the northwesterly line of former Crawford Street and running northwesterly by the southwesterly line of South Main Street fifty and 53/100 (50.53) feet to a point; thence turning an interior angle of $0^{\circ}-59'-13''$ and running southeasterly eighty and 04/100 (80.04) feet to a point; thence turning an interior angle of $180^{\circ}-59'-13''$ and running southeasterly one hundred twenty-three and 00/100 (123.00) feet to a point; thence turning an interior angle of $187^{\circ}-07'-54''$ and running southeasterly one hundred sixteen and 90/100 (116.90) feet to a point in the southwesterly line of South Main Street; thence turning an interior angle of $1^{\circ}-11'-45''$ and running northwesterly by the southwesterly line of South Main Street one hundred eleven and 78/100 (111.78) feet to a point; thence turning an interior angle of $176^{\circ}-07'-10''$ and running northwesterly by the southwesterly line of South Main Street eighty and 70/100 (80.70) feet to the southeasterly line of former Crawford Street; thence turning an interior angle of $169^{\circ}-58'-17''$ and running northwesterly by the northeasterly line of that portion of Crawford Street recently abandoned seventy-seven and 84/100 (77.84) feet to the point of beginning, making an interior angle of $183^{\circ}-36'-28''$ with the first-described course. Contains 870 square feet of land.

Wherefore, in accordance with the provisions of Chapter 24-6 of the General Laws of Rhode Island 1956 (1969 Renactment, as amended), Petitioner, Old Stone Bank respectively petitions this Honorable Council to abandon the aforementioned portion of area of South Main Street.

Respectfully submitted,

OLD STONE BANK
By its Attorneys,
LEVY, GOODMAN, SEMONOFF & GORIN

By Robert A. Pitassi
Robert A. Pitassi

DEPARTMENT OF CITY CLERK
RECEIVED

APR 30 1982

Woodman
CITY CLERK OF PROVIDENCE, R. I.

Pd by Ch #1347
amt. \$75.00

FILED

APR 30 2 04 PM '82

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

APR 30 1982
CITY CLERK
PROVIDENCE, R.I.

IN CITY COUNCIL

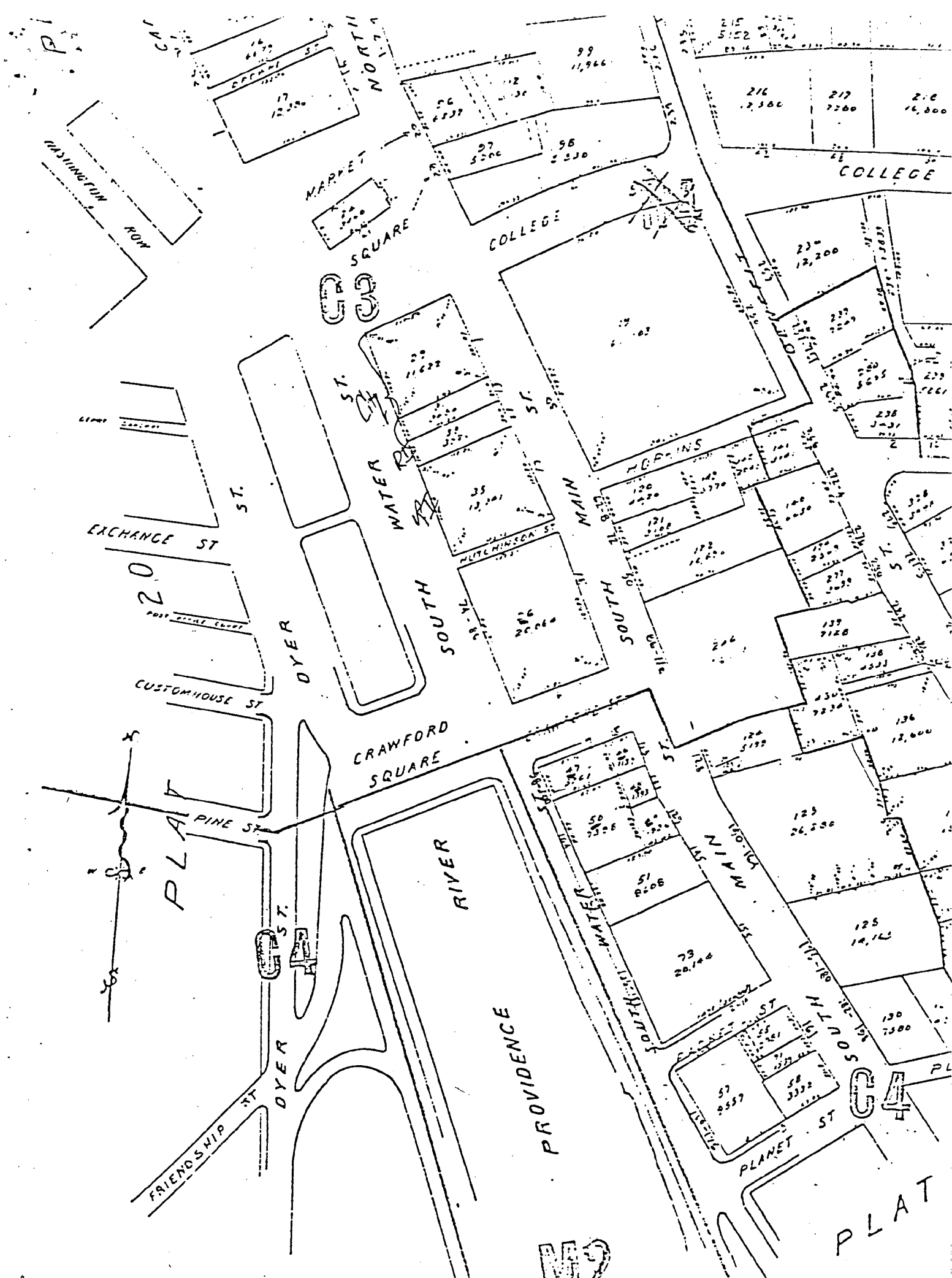
MAY 13 1982

FIRST READING

REFERRED TO COMMITTEE ON PUBLIC WORKS

Rose M. Mendonca CLERK

From the Clerk's Desk



FRANK A. TIBALDI
TRAFFIC ENGINEER



VINCENT A. CIANCI, JR.
MAYOR

TRAFFIC ENGINEERING DEPARTMENT

60 ERNEST ST.

PROVIDENCE, R. I. 02905

781 - 4044

May 24, 1982

Committee on Public Works
City Hall
Providence, Rhode Island

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 South Water Street and
South Main Street and to abandon Hutchinson Street.

Disposition: No objection to the proposed abandonments.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Frank A. Tibaldi", is written over a faint, larger, illegible signature.

Frank A. Tibaldi
Traffic Engineer

FAT/it

DEPT. OF PUBLIC WORKS
PROVIDENCE, R.I.
MAY 26 2 21 PM '82



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

DEPARTMENT OF PUBLIC WORKS . 700 ALLENS AVENUE . 02905

Joseph C. DiSanto, Director

James F. Lembo, Deputy Director

June 14, 1982

Chairman of the Public Works Committee
Providence City Council
City Hall
Providence, Rhode Island 02903

Re: Abandonment of portion of South Main Street and portion of
South Water Street.

Dear Sir:

The Department of Public Works has no objections to the abandonment of portions of South Main Street and South Water Street, provided that any City Utilities located within the area to be abandoned be relocated at no expense to the City of Providence.

Very truly yours,

A handwritten signature in dark ink, reading "James F. Lembo, P.E.", is written over a horizontal line.

James F. Lembo, P.E.
City Engineer/ Deputy Director

cc: Gilbert & Maloney
Dimeo Construction Co.

JFL/jc

RICHARD A. CARROLL
Chairman
ALFRED T. CICCONE
Member
JOHN A. DOHERTY
Member
ROBERT F. HOWARD
Member
VINCENT J. CIRELLI
Councilman
LAURENCE K. FLYNN
Councilman
JAMES R. BERNARDO
Ex-Officio

WATER SUPPLY BOARD



CITY OF PROVIDENCE

WILEY J. ARCHER
P.E., Acting Chief Engineer
WILLIAM J. MCGAIR
Legal Advisor
JAMES A. LOMBARDI
Secretary

June 14, 1982

Councilman Laurence K. Flynn, Chairman
Committee on Public Works
City Clerk's Office, City Hall
Providence, Rhode Island

Dear Councilman Flynn:

This department received a memorandum and copy of a Petition to abandon portions of South Water and South Main Streets, and abandon as a public highway Hutchinson Street.

The abandonment of section of South Water Street, where the water fountain will be located, shall require the relocation of a 12" C.I. Main. The relocation cost of 112 feet more or less of new 12" D.I. pipe and 12" new insertion Gate Valve shall be borne by the petitioner. An engineering fee shall be paid to the Water Supply Board which will be \$3.00/L.F. or the sum of \$336.00.

The Water Supply Board has no objection to the abandonment of portion of South Main Street or the abandonment of Hutchinson Street.

We respectfully request that the petitioner be notified and that he agrees to pay the Water Supply Board the sum of \$336.00 before final action is taken by your committee. Please advise the department in writing regarding final action.

Very truly yours,

A handwritten signature in dark ink, appearing to read "W. J. Archer", is written over the typed name and title.

Wiley J. Archer, P.E.
Chief Engineer

ms

cc: Mr. Edward Bondarevskis, WSB
Mr. James Lombardi, WSB
Public Works Director
Mr. Basil Gilbert/Gilbert & Maloney Assoc.



The City Plan Commission

40 FOUNTAIN STREET

PROVIDENCE, RHODE ISLAND 02903

June 15, 1982

Committee on Public Works
c/o City Clerk
City Hall
Providence, R. I. 02903

Attention: Michael Clement

Re: Referral No. 2063-Abandonment Portion of South Main Street

Gentlemen:

The City Plan Commission, at its June 9, 1982 rescheduled monthly meeting, reviewed and evaluated the subject referral which contained a request by Old Stone Bank for the abandonment of the westerly portion of South Main Street which contains 870 square feet.

A field inspection revealed that the portion of South Main Street in question abuts two parking lots (Lots 26, 46, 48, 49 and 51 on A.P. 12) and the former Crawford Street which are owned by the petitioner. South Main Street is a 60' wide improved public right-of-way with sidewalks and curbs.

The petitioner intends to utilize the subject portion of South Main Street for the proposed new office building complex. As a result of the proposed abandonment, this portion of South Main Street will have a width of 40 feet. An uniform width should be maintained on South Main Street for vehicular traffic reason. Therefore,

The Commission

Voted:-to recommend to the Committee on Public Works that no objection is offered on this petition.

Sincerely yours,

George Caldow SJS.
George Caldow,
Chairman

GC/rb

cc: Councilwoman Carolyn F. Brassil
Councilman Edward W. Xavier

FILED

JUN 17 9 09 AM '82

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

cc: Councilwoman Carolyn E. Pressley
Councilman Edward M. Xavier

Chau Hanan
George Calhoun

Sincerely yours,

voiced--to recommend to the Committee on Public Works that no objection be
offered on this petition.

The Commission

reason. Therefore,
uniform width should be maintained on South Main Street for vehicular travel.
connect, this portion of South Main Street will have a width of 60 feet. In
the proposed new office building complex. As a result of the proposed aban-
The petitioner intends to utilize the subject portion of South Main Street for
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which contains 870 square feet.
Store Bank for the abandonment of the westerly portion of South Main Street
reviewed and evaluated the subject referral which contained a request by Old
The City Plan Commission, at its June 9, 1982 rescheduled monthly meeting.

Gentlemen:

Re: Referral No. 2063-Abandonment Portion of South Main Street

Attention: Michael Clement

Providence, R. I. 02903

City Hall

c/o City Clerk

Committee on Public Works

June 15, 1982



Narragansett Electric

The Narragansett Electric Company
280 Melrose Street
Providence, Rhode Island 02901

June 15, 1982

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

Re: Petitions of Old Stone Bank to abandon as a Public Highway a certain portion of South Water Street and a certain portion of South Main Street

Gentlemen:

The Narragansett Electric Company presently has underground electrical facilities in said South Water Street and South Main Street consisting of a manhole, two 12 way duct lines and one 1 way duct line. These facilities are an important part of our electric supply system in 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 that the petition is granted, the Petitioner will convey an easement acceptable to The Narragansett Electric Company which will permit retention of our underground facilities in existing locations in said South Water Street and South Main Street, together with the right to inspect, maintain, operate and replace the same.

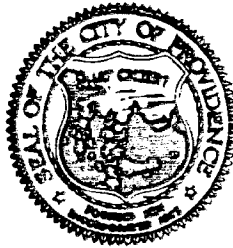
Very truly yours,

Albert J. Lovegreen
Field Right of Way Agent

AJL:1

cc: Frank Dowiot, The Narragansett Electric Company
Robert A. Pitassi, Esq.

Sanford H. Gorodetsky
COMMISSIONER OF PUBLIC SAFETY



Leonard W. Reilly
ADMINISTRATIVE ASSISTANT

COMMISSIONER OF PUBLIC SAFETY
209 FOUNTAIN ST., PROVIDENCE, RHODE ISLAND 02903

June 18, 1982

The Honorable City Council
City Hall
Providence, Rhode Island

Att: Committee on
Public Works

Gentlemen:

The Department of Public Safety has no objection to the abandonment of portions of South Water Street and South Main Street and the abandonment of Hutchinson Street, as described in the attached petitions.

Respectfully submitted,

Sanford H. Gorodetsky
Commissioner of
Public Safety

lr
Enc: 3

OLD STONE PLAZA ASSOCIATES

75 Chapman Street
Providence, Rhode Island 02905
(401) 781-9800

June 17, 1982

Mr. Wiley J. Archer, P.E.
Chief Engineer
Water Supply Board
City of Providence
552 Academy Avenue
Providence, RI

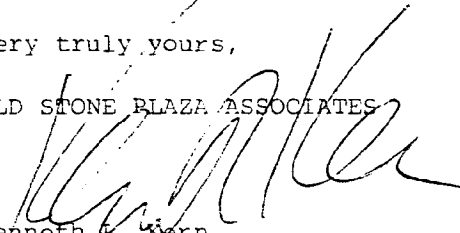
Dear Mr. Archer:

Thank you for your letter of June 14, 1982 approving our petitions to abandon portions of South Water, South Main and Hutchinson Streets. As you requested in that letter, we hereby agree to pay an engineering fee to the Water Supply Board in the sum of \$336.00 and the relocation costs, if any, of certain lines if required by our development.

Thank you for your help and assistance in this matter.

Very truly yours,

OLD STONE PLAZA ASSOCIATES



Kenneth L. Kern
Business Development Manager

KLK:jmw

cc: Councilman Laurence K. Flynn, Chairman

**New England
Telephone**

100 New England Way
Warwick, Rhode Island 02886

June 21, 1982

Committee on Public Works
Providence City Council
City Hall
Providence, R. I. 02903

RE: PETITION TO ABANDON A PORTION OF SOUTH WATER AND SOUTH MAIN STREETS

Dear Sirs:

New England Telephone and Telegraph Company presently has underground facilities consisting of manholes, conduits and cables located in the above mentioned streets. These facilities not only serve this area but they are also part of our toll route extending to the eastern part of Rhode Island and Massachusetts.

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 petitioners will convey an easement acceptable to New England Telephone, which will permit retention of our facilities in existing locations, together with the right to inspect, maintain, operate and replace the same and with 24 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.


Robert J. O'Leary

District Manager-Distribution Service

cc: D. Moore
J. Jones
G. Pemberton

17 JUN 22 1982
287-100 1 17 MPT



DIMEO CONSTRUCTION COMPANY

75 Chapman Street, Providence, Rhode Island 02905 Telephone (401) 781-9800

June 21, 1982

Mr. Robert J. O'Leary
District Manager-Distribution Service
New England Telephone
100 New England Way
Warwick, RI 02886


Dear Mr. O'Leary:

Thank you for your letter of June 21, 1982 related to our petition to abandon portions of South Water, South Main and Hutchinson Streets in Providence, Rhode Island. You have said that you would not oppose the petition if the petitioner agrees to convey an easement acceptable to you and to pay costs of the relocation, if necessary, and this letter shall act as confirmation of our agreement on these issues.

Thank you very much for your assistance.

Sincerely,

DIMEO CONSTRUCTION COMPANY


Kenneth L. Kern
Real Estate Development Manager

KLK:jmw

cc: Lawrence K. Flynn, Chairman