

RESOLUTION OF THE CITY COUNCIL

No. 711

Approved December 28, 1998

WHEREAS, the City Council has previously enacted Resolution No. 274 approved May 20, 1997 (copy attached) abandoning certain portions of an unnamed gangway between Touro and Commodore Streets in the City; and

WHEREAS, the conditions of that abandonment -- specifically certain agreements among abutters and the tender to the City of certain monies -- have not been met within a reasonable time; and

WHEREAS, the City Council has been petitioned by certain of the abutters to rescind the above-referenced Resolution,

NOW, THEREFORE, BE IT RESOLVED, That Resolution No. 274 Approved May 20, 1997 is rescinded and declared a nullity.

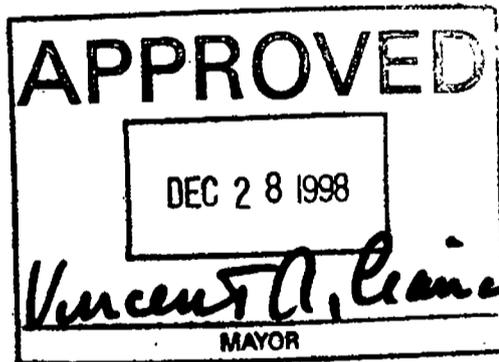
IN CITY COUNCIL
DEC 17 1998
READ AND PASSED

Evelyn V. Fargnoli

PRES.

Michael R. Clement

CLERK



file:resol-Commad

RESOLUTION OF THE CITY COUNCIL

No. 274

Approved May 20, 1997

RESOLVED, DECREED AND ORDERED:

That the following named street shown as cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064566 dated September 1995.

VIZ:

An unnamed gangway between Commodore and Touro Streets, shown as cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-A) 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) Petitioner shall tender the amount of Nine Hundred Eighty Seven Dollars (\$987.00) in legal tender U.S. to the City of Providence.

(2) Petitioner Anthony DeQuattro and abutter Robert Rebusini shall exchange easements acceptable to each so as to ensure access to their respective realties in the manner presented before the City Council Committee on Public Works.

(3) The Petitioner shall convey an easement acceptable to the Narragansett Electric Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain operate and replace the same 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 undertake no construction in, about or upon said premises without the express written consent of the Chief of the Providence Fire Department.

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.

CITY COUNCIL
MAY 15 1997
READ AND PASSED

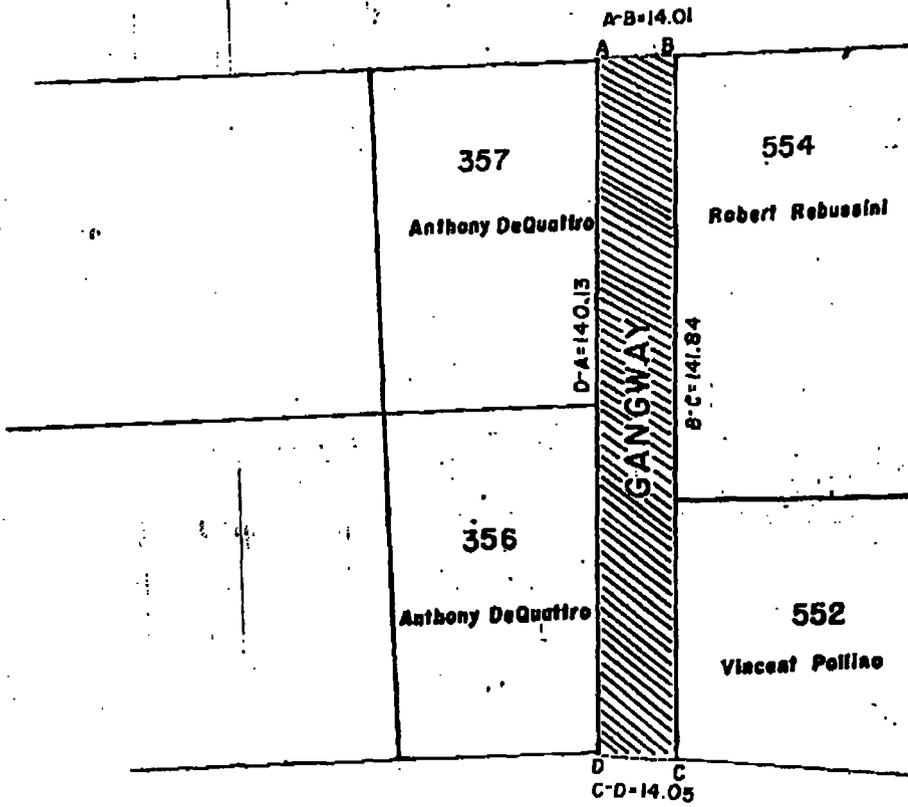
Frederic V. Fargnoli
PRES
Michael R. Clement
CLERK

APPROVED
MAY 20 1997
Vincent DiCincio
MAYOR



PROVIDENCE, R.I.
 P.W. DEPT. ENGINEERING OFFICE
 STREET LINE SECTION
 PLAN NO. 064566
 DATE SEPTEMBER 26, 1995

COMMODORE STREET



TOURO STREET

NOTES: CROSS-HATCHED AREA
 (A-B-C-D-A) INDICATES PROPOSED
 ABANDONMENT OF UNNAMED
 GANGWAY BETWEEN COMMODORE
 AND TOURO STREETS.

SQUARE FOOTAGE = 1974 FEET

LOT NUMBERS TAKEN FROM A.P. 71

CITY OF PROVIDENCE, R.I.
 P.W. DEPT. ENGINEERING OFFICE
 PROPOSED ABANDONMENT
 OF GANGWAY
 Drawing by *[Signature]* Checked by *[Signature]*
 Date 9-26-95
 Scale *[Signature]* Date *[Signature]*
 FOR CITY CLERK

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

This petition is to rescind ~~file~~ resolution # 274 dated & approved 5.20.97. The Abandonment of The "unnamed Gnarquay" located Between Mr Anthony DeQuattro + Robert Rebussini.

McAlmont, I never wanted this resolution, Mr DeQuattro was the person who filed the petition.

As of Today, Mr DeQuattro HAS filed Bankruptcy + the Bank will be foreclosing on his Properties. I was perfectly content with its original use. I was born there, + it has been in my family over 30 yrs!

I wish this to be Rescinded since Mr DeQuattro HAS NO INTENTIONS on paying it, nor DOES he CARE whether it is Rescinded or NOT. He told me he will give Full Cooperation on what ever I decide to do, I presently have the home under Purchase agreement + this is the only thing holding the Sale to be Completed.

I thank you in advance for your anticipated Cooperation.

Sincerely



Robert Rebussini
OWNER 96 Commodore St
PROV RI 02909
(401) 934-1044
(401) 575 4040 voice mail

IN CITY COUNCIL
DEC 3 1998
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS
Charles K. Clement
CLERK

THE COMMITTEE ON
Public Works
Recommends
Barbara L. Garrison
12/9/98
Clerk

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution
Barbara L. Garrison
12/9/98
Clerk

From The Clerk's Desk

934-1044 (Home)

Pages 575-4040

Robert Rebusini

28 Collingwood Dr.

Johnston 02919

file:resol-Commod

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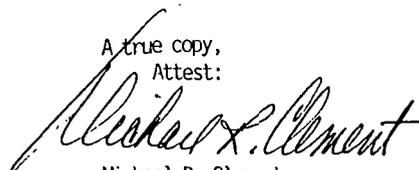
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} **NOTE WAIVED EASEMENT**

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A true copy,
Attest:

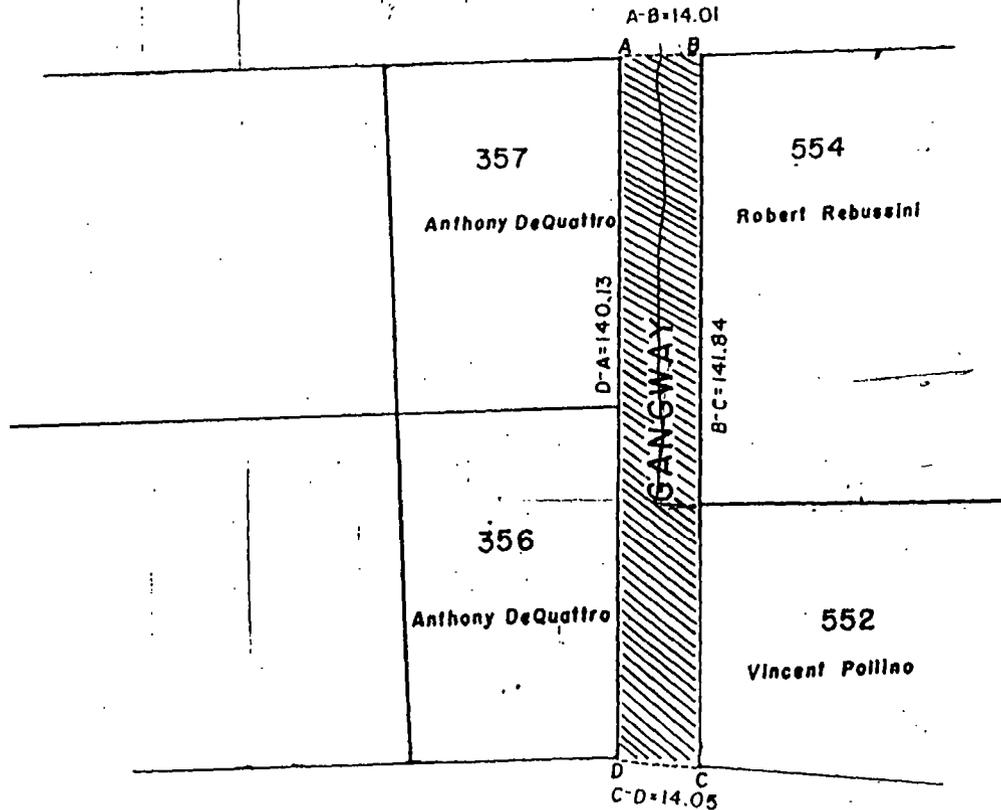


Michael R. Clement
City Clerk



PROVIDENCE, R.I.
 P.W. DEPT. ENGINEERING OFFICE
 STREET LINE SECTION
 PLAN NO. 064566
 DATE SEPTEMBER 26, 1995

COMMODORE STREET



TOURO STREET

NOTES: GROSS-HATCHED AREA (A-B-C-D-A) INDICATES PROPOSED ABANDONMENT OF UNNAMED GANGWAY BETWEEN COMMODORE AND TOURO STREETS.

SQUARE FOOTAGE = 1974 FEET

LOT NUMBERS TAKEN FROM A.P. 71

CITY OF PROVIDENCE, R.I.
 P.W. DEPT. ENGINEERING OFFICE
 Showing PROPOSED ABANDONMENT
 OF GANGWAY
 Drawn By S. Zlotnik Checked by J.A.M.
 Scale 1"=30' Date 9-26-95
 Cor. Eng. Assoc. Inc. Assoc. Eng.
 Approved [Signature] DIRECTOR
 FOR CITY ENGINEER

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No. 711

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A true copy,
Attest

Michael R. Clement

Michael R. Clement
City Clerk

RECEIVED FOR RECORD
PROVIDENCE, R.I.
OCTOBER 11 1999

Received for Record at 1 o'clock 3 min P in
JAN 13 1999

Robert L. Bisio
Recorder of Deeds

C

3989/317

1661

RECEIVED FOR RECORD
AT 1 O'CLOCK 3 MIN.
Providence, R.I.

1999 13

Witness: Robert L. Kincaid
Recorder of Deeds