

RESOLUTION OF THE CITY COUNCIL

No. 156

Approved May 13, 1970

WHEREAS, under Title I of the Housing Act of 1949, as amended (herein referred to as "Title I"), the Secretary of the Department of Housing and Urban Development is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

WHEREAS, it is desirable and in the public interest that the Providence Redevelopment Agency make surveys and prepare plans presently estimated to cost approximately one hundred thirty-two thousand eight hundred seventy-six (\$132,876) Dollars in order to undertake and carry out an urban renewal project of the character contemplated by Section 110 (c) of Title I, in that area proposed as an Urban Renewal Area, situated in the City of Providence, County of Providence, and State of Rhode Island, which is described as follows:

Beginning at the northeasterly corner of the area herein described, said point also being the intersection of the centerline of Point Street and the centerline of Beacon Avenue;

thence, running generally southerly along the centerline of Beacon Avenue to its intersection with the centerline of Pearl Street;

thence, running generally northwesterly along the centerline of Pearl Street to its intersection with the centerline of Friendship Street;

thence, running generally northeasterly along the centerline of Friendship Street to its intersection with the centerline of Point Street;

thence, running generally northeasterly along the centerline of Point Street to its intersection with the centerline of Beacon Avenue, as designated the point and place of beginning.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PROVIDENCE:

1. That the proposed Urban Renewal Area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for urban renewal project and that the undertaking by the Providence Redevelopment Agency of surveys and plans for an urban renewal project of the character contemplated by Section 110 (c) of Title I in the proposed Urban Renewal Area is hereby approved.
2. That the financial assistance available under Title I is needed to enable the Providence Redevelopment Agency to finance the planning and undertaking of the proposed Project.
3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those relating to (a) the relocation of site occupants, (b) the provision of local grants-in-aid, (c) the prohibition of discrimination because of race, color, creed or national origin, and (d) the requirements that the locality present to the Secretary of the Dept. of Housing and Urban Development, as a prerequisite to approval of the application described below, a workable program for community improvement, as set forth in Section 101 (c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development and spread of slums and urban blight.

The City of Providence
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Page 2

4. That is the sense of this body (a) that a feasible method for the relocation of individuals and families displaced from the Urban Renewal Area, in conformity with Title I, can be prepared, and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one-fourth of the Net Project Cost of the Project and which, together with the Federal capital grant, will be generally equal to the difference between Gross Project Cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

5. That the filing of an application by the Providence Redevelopment Agency for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed Urban Renewal Area described above is hereby approved.

A true copy,
Attest:

Vincent Vespia
City Clerk

IN CITY COUNCIL

MAY 7 - 1970
READ and PASSED

.....
Vincent Vespia President
Clerk

APPROVED

MAY 13 1970

.....
MAYOR

No.

CHAPTER
AN ORDINANCE

FILED

APR 22 3 27 PM '70

DEPUTY CITY CLERK
PROVIDENCE, R.I.

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies, as follows:

(1) That he is the duly qualified and acting City Clerk of the City of Providence herein called the "Municipality," and the keeper of its records including the journal of proceedings of the City Council of the City of Providence herein called the "Governing Body";

(2) That the attached resolution is a true and correct copy of the resolution as finally adopted at a meeting of the Governing Body held on the day of _____, 1970, and duly recorded in his office;

(3) That said meeting was duly convened and held in all respects in accordance with law and to the extent required by law due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting, and a legally sufficient number of members of the Governing Body voted in the proper manner and for the adoption of said resolution; and all other requirements and proceedings under law incident to the proper adoption or passage of said resolution, have been duly fulfilled, carried out, and otherwise observed;

(4) That if an impression of the seal has been affixed below, it constitutes the official seal of the Municipality and this certificate is hereby executed under such official seal. If no seal has been affixed below, the Municipality does not have and is not legally required to have an official seal;

(5) That the undersigned is duly authorized to execute this certificate.

IN WITNESS WHEREOF the undersigned has hereunto set his hand this day of _____, 1970.

(SEAL)

ATTEST:

City Clerk

(Title of Attesting Officer)



EDMUND M. MAURO

Chairman

JOSEPH E. ADELSON

Vice Chairman

STANLEY P. BLACHER

JOHN RAO, JR.

ROBERT H. DIAMOND

STANLEY BERNSTEIN

Secretary

VINCENT PALLOZZI

Executive Director



PROVIDENCE REDEVELOPMENT AGENCY

April 22, 1970

Mr. Vincent Vespia, City Clerk
City Clerk's Office
City Hall
Providence, Rhode Island

Re: Lockwood Street Project
Model Cities Area

Dear Mr. Vespia:

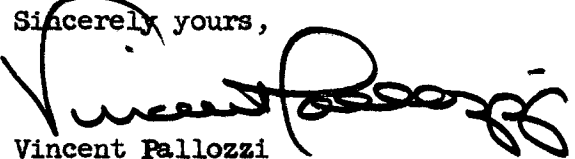
On April 20, 1970, the Providence Redevelopment Agency approved the filing of a Survey and Planning Application for a 16.48 acre section of the Model Cities Area in the amount of \$132,876 with the Secretary of the Department of Housing and Urban Development.

The aforesaid 16.48 acre area is in the upper South Providence section of the Model Cities area and is bounded by Friendship, Point and Pearl Streets and Beacon Avenue. (See attached map.)

The aforesaid area includes 107 structures containing 270 dwelling units, and housing some 182 families and 20 individuals.

A combination of rehabilitation and clearance is proposed for the area with the designated reuse as residential. Since City Council approval of the attached form of resolution is a prerequisite to Federal approval, it is respectfully requested that this matter be placed on the docket for the May 7, 1970, meeting.

Sincerely yours,


Vincent Pallozzi
Executive Director

VP/mp
SB

Enclosure

RESOLUTION OF THE CITY COUNCIL

No. ~~157~~

Approved May 13, 1970

RESOLVED, that the City Council of the City of Providence hereby judges that public necessity requires that certain parcels of land with all the buildings and improvements thereon said land being designated as Lot 772 on Assessor's Plat #48 owned by Mr. and Mrs. Joseph Conti, 81 Carlton Street, Providence, Rhode Island, be taken by Eminent Domain pursuant to the provisions of Section 1 of Article IV of Chapter 121 of the 1960 Public Laws of the State of Rhode Island entitled "Eminent Domain" and pursuant to the provisions of Chapter 104 of the Public Laws of 1963, entitled "An Act Granting Certain Power to the City of Providence", and in the exercise of the powers and authority conferred by said act, the City Council of the City of Providence hereby deems it necessary to take, and the City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, hereby elects to take and does take for municipal purposes, the above land to be used as "Tot Parks"

AREA

That certain tract or parcel of land situated on the easterly side of Baxter Street in the City of Providence, R.I., shown as shaded area and designated by the letters B-C-D-E-B on the accompanying plan entitled, "Providence, R.I., P.W. Dept. - Engineering Office, City Property Section, Plan No. 063355, Date March 5, 1970", bounded and described as follows:

Beginning at a point on the easterly line of Baxter Street at point marked "B" on the accompanying plan, said point being eighty-five and 00/100 (85.00) feet south of the southeasterly corner of Baxter Street and Potters Avenue; thence easterly bounded northerly by other land, now or formerly, of Joseph, Victoria and Angelo Conti, eighty and 00/100 (80.00) feet to a corner at point marked "C" on the accompanying plan; thence southerly making an interior angle of 89°-59'-20", bounded easterly by land, now or formerly, of S. Chiappinelli Corp., forty and 00/100 (40.00) feet to point marked "D" on the accompanying plan; thence westerly making an interior angle of 90°-00'-40", bounded southerly by land, now or formerly, of Helen F. Labelle, eighty and 00/100 (80.00) feet to the easterly line of Baxter Street at point marked "E" on the accompanying plan; thence northerly making an interior angle of 89°-59'-20", along the easterly line of Baxter Street, forty and 00/100 (40.00) feet to point marked "B" on the accompanying plan and the point and place of beginning.

RESOLUTION OF THE CITY COUNCIL

No.

Approved

This last described line makes an interior angle of 90°-00'-40" with the line first described herein. Said parcel is further identified as being lot 772 on City Assessor's Plat 48 and contains 3,200 square feet.

The City of Providence expressly exempts from this taking the poles, wires, pipes, fixtures and other removable facilities of any public utility company located in, on or above the highways or streets located within the area taken, but does not waive or relinquish any existing right to order the same relocated or removed.

That although the measurements herein given and the measurements and areas given are shown on said plat, and believed to be approximately correct, yet, all the land described and delineated as included in the taking herein or hereunder are taken whether said areas are greater or less than shown herein.

That there be filed in the office of the Recorder of Deeds in said City a description of said lands over which said highway is to be laid out, and also a plat thereof and a statement that the same are taken pursuant to the provisions of said Act which said description and statement shall be signed by the Mayor of said City.

After the filing of said description, plat and statement, the Director of Public Property shall enter upon and take possession of said lands in behalf of the City of Providence, and the Board of Contract and Supply is hereby authorized and empowered to confer with the owner or owners of any part or parts of the land taken hereunder, and to agree in behalf of the City of Providence upon the price of the land and improvements taken.

The Board of Contract and Supply is hereby further authorized as a part of any such agreement made by it to sell to the owner or owners thereof any and all improvements upon the premises of said owner or owners, and is also authorized as a part of said agreement to convey to the owner or owners thereof any excess land, which said City may acquire by reason

RESOLUTION OF THE CITY COUNCIL

No.

Approved

of said condemnation from such owner or owners.

The Board of Contract and Supply is hereby authorized to determine the rents and charges for the use and occupancy of any and all lands of premises condemned pursuant to the provisions of this resolution and may designate some person to collect the rents for the City Collector of the City of Providence.

Said Board may sell at public auction or private sale any and all buildings and improvements within the condemnation area, which have not been sold to the former owner or owners thereof as part of the settlement agreement hereinbefore provided, and may provide for the tearing down and removal thereof where necessary.

The cost of taking or acquiring said land and property and all costs incidental thereto incurred in carrying out the terms of this resolution, shall be charged to the Trust and Special Account entitled "Emergency Public Improvement Fund."

IN CITY COUNCIL

MAY 7 - 1970

READ and PASSED

Thomas A. Vespia
Clerk

APPROVED

MAY 13 1970

Joseph A. Rowley
MAYOR

*Councilman Mcnelly and
Councilman Brattin, by request*

RESOLUTION REQUESTING THE CITY
OF PROVIDENCE TO CONDEMN LAND
FOR USE AS A "TOT PARK"

FILED
APR 27 12 00 PM '70
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

STATEMENT

Plat of Land Condemned

CITY OF PROVIDENCE, R. I.
ENGINEERING OFFICE
CITY PROPERTY SECTION
Plan No. 063355
Date March 5, 1970

Pursuant to the Provisions of Section 1 of Article IV, Chapter 121 of the Public Laws of the State of Rhode Island, 1960, entitled, "Eminent Domain", and Chapter 104 of the Public Laws of 1963, entitled, "An Act Granting Certain Powers to the City of Providence", and by and in accordance with the Resolution of the City Council of the City of Providence Numbered....., Approved....., condemning certain land for Recreational Purposes.

Mayor of the City of Providence

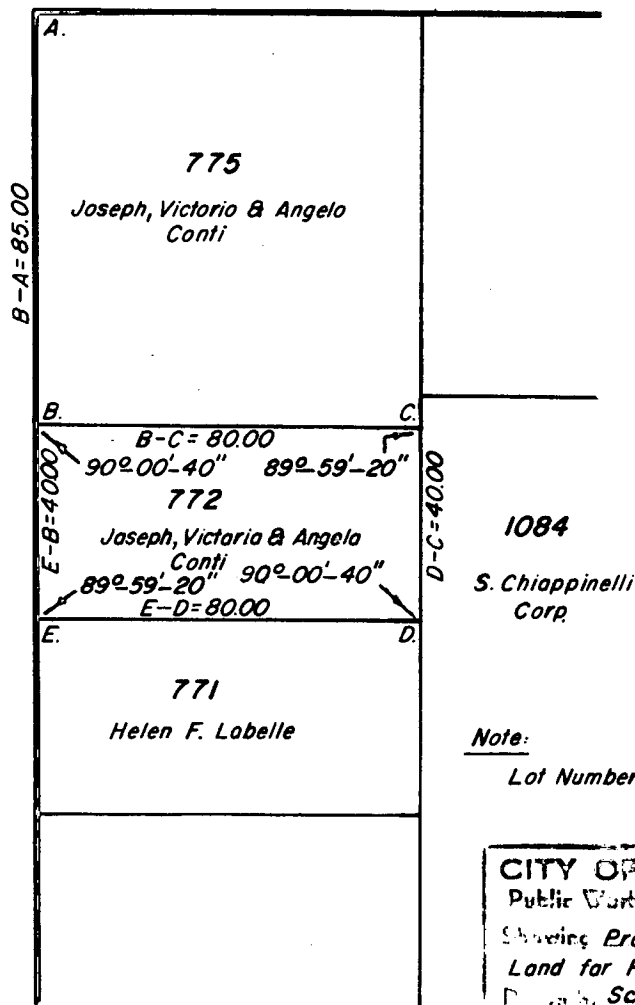
Potters

Avenue

Gladstone
Street

Street

Baxter



1084
S. Chiappinelli
Corp.

Note:

Lot Numbers From Assessor's Plat 48

CITY OF PROVIDENCE, R. I.
Public Works Department
Showing Proposed Condemnation of
Land for Recreational Purposes
Drawn by Scungio R.J.Q.
Scale 1"=40' Mar. 5, 1970
Corrected by [Signature]
Approved by [Signature]

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. **158**

Approved May 13, 1970

RESOLVED, that the City Council of the City of Providence hereby judges that public necessity requires that certain parcels of land with all the buildings and improvements thereon said land being designated as lot 313 on Assessor's Plat #48 owned by Charles Ladefian, 127 Warwick Avenue, Cranston, Rhode Island, be taken by Eminent Domain pursuant to the provisions of Section 1 of Article IV of Chapter 121 of the 1960 Public Laws of the State of Rhode Island entitled "Eminent Domain" and pursuant to the provisions of Chapter 104 of the Public Laws of 1963, entitled "An Act Granting Certain Power to the City of Providence", and in the exercise of the powers and authority conferred by said act, the City Council of the City of Providence hereby deems it necessary to take, and the City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, hereby elects to take and does take for municipal purposes, the above land to be used as "Tot Parks"

AREA

That certain tract or parcel of land situated on the northerly side of Salisbury Street and the southerly side of Saratoga Street in the City of Providence, R.I., shown as shaded area and designated by the letters A-B-C-D-A on the accompanying plan entitled, "Providence, R.I., P.W. Dept. - Engineering Office, City Property Section, Plan No. 063354, Date March 5, 1970", bounded and described as follows:

Beginning at a point on the northerly line of Salisbury Street at point marked "A" on the accompanying plan, said point being two hundred twenty and 45/100 (220.45) feet west of the northwesterly corner of Salisbury Street and Plain Street; thence westerly along the northerly line of Salisbury Street, thirty-five and 00/100 (35.00) feet to a corner at point marked "B" on the accompanying plan; thence northerly bounded westerly by land, now or formerly, of Isidore Schechtman, one hundred sixteen and 37/100 (116.37) feet to the southerly line of Saratoga Street at point marked "C" on the accompanying plan; thence easterly along the southerly line of Saratoga Street, thirty-five and 00/100 (35.00) feet to a corner at point marked "D" on the accompanying plan; thence southerly, bounded easterly by land, now or formerly, of John Hughes, one hundred

RESOLUTION OF THE CITY COUNCIL

No.

Approved

fifteen and 85/100 (115.85) feet to the northerly line of Salisbury Street at point marked "A" on the accompanying plan and the point and place of beginning.

Said Parcel is further identified as being lot 313 on City Assessor's Plat 48 and contains 4,064±square feet, more or less.

The City of Providence expressly exempts from this taking the poles, wires, pipes, fixtures and other removable facilities of any public utility company located in, on or above the highways or streets located within the area taken, but does not waive or relinquish any existing right to order the same relocated or removed.

That although the measurements herein given and the measurements and areas given are shown on said plat, and believed to be approximately correct, yet, all the land described and delineated as included in the taking herein or hereunder are taken whether said areas are greater or less than shown herein.

That there be filed in the office of the Recorder of Deeds in said City a description of said lands over which said highway is to be laid out, and also a plat thereof and a statement that the same are taken pursuant to the provisions of said Act which said description and statement shall be signed by the Mayor of said City.

After the filing of said description, plat and statement, the Director of Public Property shall enter upon and take possession of said lands in behalf of the City of Providence, and the Board of Contract and Supply is hereby authorized and empowered to confer with the owner or owners of any part or parts of the land taken hereunder, and to agree in behalf of the City of Providence upon the price of the land and improvements so taken.

The Board of Contract and Supply is hereby further authorized as a part of any such agreement made by it to sell to the owner or owners thereof any and all improvements upon the premises of said owner or owners, and is also authorized as a part of said agreement to convey to the owner or owners thereof any excess land, which said City may acquire by reason

RESOLUTION OF THE CITY COUNCIL

No.

Approved

o

of said condemnation from such owner or owners.

The Board of Contract and Supply is hereby authorized to determine the rents and charges for the use and occupancy of any and all lands of premises condemned pursuant to the provisions of this resolution and may designate some person to collect the rents for the City Collector of the City of Providence.

Said Board may sell at public auction or private sale any and all buildings and improvements within the condemnation area, which have not been sold to the former owner or owners thereof as part of the settlement agreement hereinbefore provided, and may provide for the tearing down and removal thereof where necessary.

The cost of taking or acquiring said land and property and all costs incidental thereto incurred in carrying out the terms of this resolution, shall be charged to the Trust and Special Account entitled "Emergency Public Improvement Fund."

IN CITY COUNCIL

MAY 7 - 1970

READ and PASSED

..... President
Wm. A. Dwyer
..... Clerk

APPROVED

MAY 13 1970
Joseph A. Porley
.....
MAYOR

RESOLUTION REQUESTING CITY OF
PROVIDENCE TO CONDEMN LAND FOR
USE AS A "LOT PARK"

Councilman Mr. Melly and
Councilman Donato, by request

APR 27 12 00 PM '70
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

FILED

PROVIDENCE, R. I.

P. W. DEPT. - ENGINEERING OFFICE

CITY PROPERTY SECTION

Plan No 063354

Date March 5, 1970

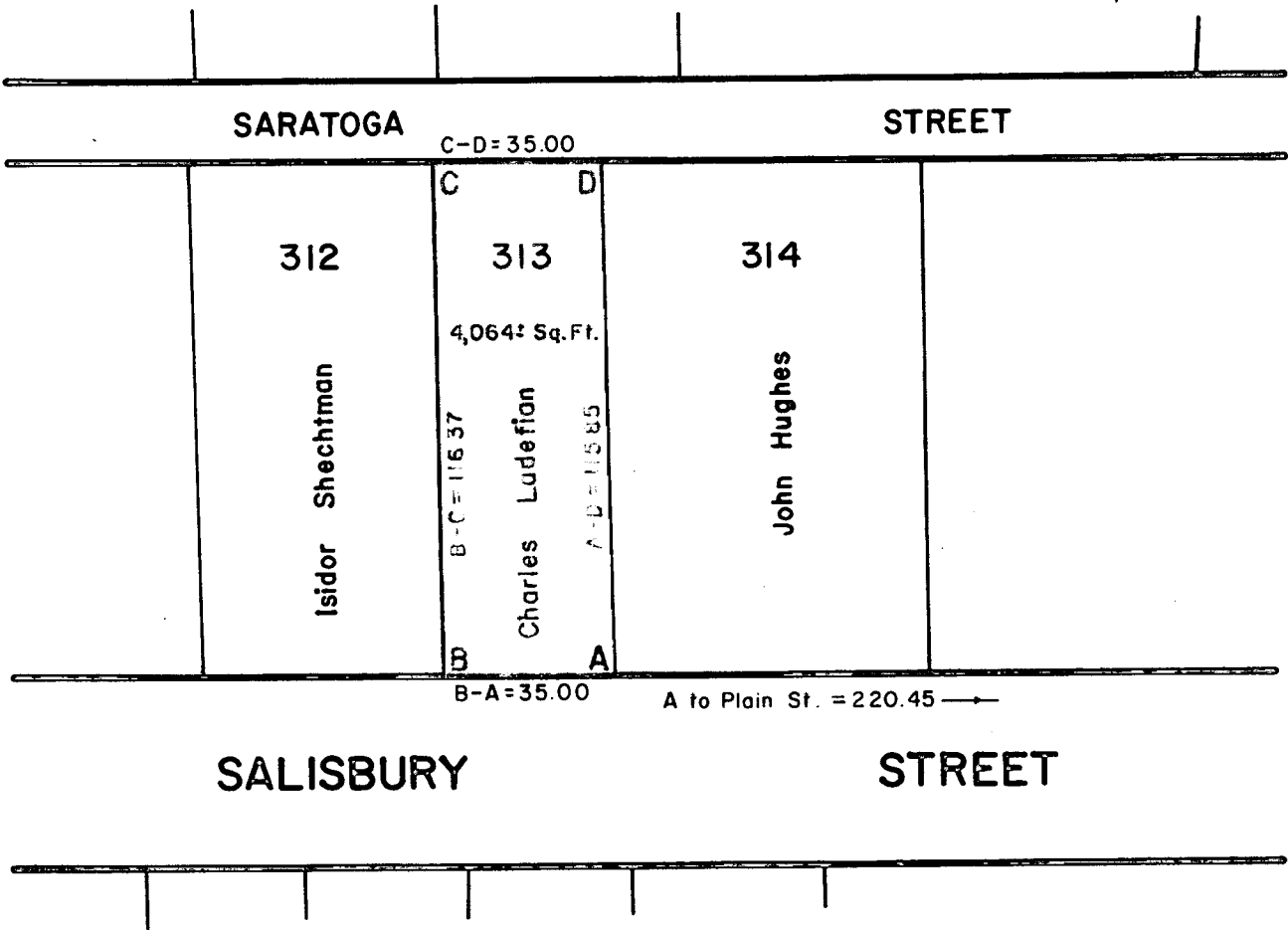
STATEMENT

PLAT OF LAND CONDEMNED

PURSUANT TO THE PROVISIONS OF SECTION I OF ARTICLE IV,
 CHAPTER 121 OF THE PUBLIC LAWS OF THE STATE OF RHODE ISLAND,
 1960, ENTITLED, "EMINENT DOMAIN", AND CHAPTER 104 OF THE
 PUBLIC LAWS OF 1963, ENTITLED, "AN ACT GRANTING CERTAIN
 POWERS TO THE CITY OF PROVIDENCE", AND BY AND IN ACCORDANCE
 WITH THE RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
 PROVIDENCE NUMBERED....., APPROVED.....,
 CONDEMNING CERTAIN LAND FOR RECREATIONAL PURPOSES.

.....

MAYOR OF THE CITY OF PROVIDENCE



CITY OF PROVIDENCE, R. I.

Public Works Dept. - Engineering Office

Showing Lot To Be Condemned For

Recreational Purposes

Drawn by Petruska

1" = 40'

March 5, 1970

Lot Numbers From Assessor's Plat 48

RESOLUTION OF THE CITY COUNCIL

No. 159

Approved May 13, 1970

WHEREAS, plat plan entitled "Sheet C-19" which accompanied the declaration of taking filed by the City of Providence in the City of Cranston on December 16, 1965 purported to delineate the dimensions of the area of land (Parcel 1697) of John Montaquila of the City of Cranston, County of Providence, State of Rhode Island, in which the City of Providence was taking an easement for the purposes set forth in said declaration of taking, and

WHEREAS, it was later determined that said plat plan contained certain inaccuracies, and

WHEREAS, by an order entered by the Superior Court for the County of Providence on the 30th day of January, 1970, in a suit entitled, John Montaquila v. City of Providence, M. P. No. 7223, said John Montaquila was ordered, contemporaneously with the payment of damages, to convey to the City of Providence an easement in the area of land set forth and described in the "Grant of Easement" or deed attached to said court order and in the form therein set forth, a copy of which is attached hereto, and

WHEREAS, by said order of the court the City of Providence was also ordered to quitclaim to said John Montaquila all its right, title and interest in any portion of said Parcel 1697, as shown on the aforesaid plat plan, Sheet C-19, which is not set forth and described in the "Grant of Easement" hereinbefore referred to and running from John Montaquila to the City of Providence, and

WHEREAS, the damages suffered by said John Montaquila have been determined by the Superior Court and are about to be paid.

NOW, THEREFORE, BE IT RESOLVED, that the mayor be, and he hereby is, authorized and directed to execute a deed conveying to said John Montaquila all the right, title and interest of the City of Providence in any portion of said Parcel 1697 as shown on Sheet C-19 of the plat plan filed in the Land Records of the City of Cranston on December 16, 1965 which is not set forth and described in the "Grant of Easement" from John Montaquila to the City of Providence hereinbefore referred to, copies of both deeds are attached hereto and made a part hereof by reference.

RESOLUTION
OF THE
CITY COUNCIL

authorizing the mayor to
execute a deed to John
Montaguila conveying any
interest of the City of
Providence in the area of
land described in this
resolution

*Councilman Mc Mulley and
Councilman Horvath, by request*

FILED

APR 27 2 25 PM '70

DEPUTY CITY CLERK
PROVIDENCE, R.I.

IN CITY COUNCIL.

MAY 7 - 1970
READ and PASSED

Wm. J. B. B. B.
President
Clerk

APPROVED

Joseph A. Porley
MAY 13 1970
MAYOR

GRANT OF EASEMENT

I, JOHN MONTAQUILA, of the City of Cranston in the State of Rhode Island, for consideration paid, grant to the CITY OF PROVIDENCE, a municipal corporation created by the General Assembly of the State of Rhode Island, an easement, perpetual in duration, granting it the right to locate, lay, build, operate, maintain, repair and renew an aqueduct or aqueducts, tunnels, water pipes and their appurtenances at such depths as the City of Providence may determine in, through and under the land and real property hereinafter described, together with the right on the part of the City of Providence, its servants, agents, officers and employees, to enter at all reasonable times upon said land or real estate with such tools, trucks, motor vehicles and other appliances as may be necessary to build, rebuild, lay, operate, maintain, repair, inspect or renew said aqueduct or aqueducts, tunnels, water pipes and their appurtenances and specifically denying to the owners of said land and real property the right at any time to build any structure upon said land or real property, together with the right in the City of Providence to remove or have removed from said land or real property any structure or structures located thereon or which may be located thereon at any time in the future, said land and real property being bounded and described as follows:

That parcel of land, with any buildings and improvements thereon, situated on the easterly side of Oaklawn Avenue and the westerly side of Budlong Road in the City of Cranston and State of Rhode Island, bounded and described as follows:

Beginning at a point in the easterly line of Oaklawn Avenue at the northwesterly corner of land of the City of Providence and conveyed by Quitclaim Deed from John M. Dean to the City of Providence dated October 25, 1918 and recorded with the Records of Land Evidence in the City of Cranston and State of Rhode Island in Book 137 at page 225, being the southwesterly corner of said parcel;

thence generally easterly five hundred nine and 5/10 (509.5) feet to an angle;

thence generally easterly fourteen hundred fifty three (1453) feet to an angle;

thence generally easterly one hundred fifty and 2/10 (150.2) feet to an angle, the last three courses bounding on said land of the City of Providence;

thence generally easterly bounding southerly on other land of the City of Providence, being land conveyed by Harris Farm and Mine Company to the City of Providence, dated January 24, 1919 and recorded with said Records in Book 137 at page 259, nine hundred sixty one and 20/100 (961.20) feet to Budlong Road;

thence northerly bounding easterly on Budlong Road about fifty two (52) feet to a point in a line drawn parallel with and fifty (50) feet northerly from the last described course;

thence generally westerly about nine hundred seventy seven (977) feet to an angle;

thence generally westerly about one hundred twenty seven (127) feet to an angle;

thence generally westerly about fourteen hundred fifty (1450) feet to an angle;

thence generally westerly about five hundred two (502) feet to Oaklawn Avenue, the last four courses being along lines which are parallel with and at all points distant fifty (50) feet northerly from the lines formed by the first four courses hereinabove described;

thence southerly bounding westerly on Oaklawn Avenue about fifty one (51) feet to the point and place of beginning.

This instrument is given in confirmation of and not in derogation of the easement taken by the Grantee by condemnation duly filed with said Records December 16, 1965 in Book 374 at page 643 and on Roll 574, Sheet C-19, and to correct and clarify the description of the land affected by said easement.

I, ROSE MONTAQUILA, wife of said JOHN MONTAQUILA,
release the the Grantee herein all my right of dower in and to
the afore-described premises.

WITNESS our hands this _____ day
of _____, 1969.

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE

In _____ in said County on the
_____ day of _____, 1969,
before me personally appeared the above named

JOHN MONTAQUILA and ROSE MONTAQUILA, his wife,
to me known and known by me to be the parties executing the
foregoing instrument, and they acknowledged said instrument,
by them executed, to be their free act and deed.

City of Providence, a municipal corporation created by the General Assembly of the State of Rhode Island, in consideration of one dollar and other good and valuable consideration to it paid by John Montaquila of the City of Cranston, County of Providence in the State of Rhode Island, the receipt whereof is hereby acknowledged, does hereby grant, release and quitclaim unto John Montaquila, his heirs and assigns, all its right, title and interest in any portion of Parcel 1697, as shown and delineated on Sheet C-19 of the plat plan filed in the Land Records of the City of Cranston on December 16, 1965 and also referred to in a declaration of taking which accompanied said plat plan, which is not set forth and described in that certain "Grant of Easement" of said John Montaquila to the City of Providence executed on the 17th day of April, A. D. 1970 and recorded in the Land Records of said City of Cranston contemporaneously with the recording of this instrument.

IN WITNESS WHEREOF, the City of Providence has caused this instrument to be executed and its corporate seal to be hereunto affixed by Joseph A. Doorley, Jr., its Mayor, hereunto duly authorized by a resolution adopted by the City Council of the City of Providence, this day of , A. D. 1970.

CITY OF PROVIDENCE

By _____

Mayor

STATE OF RHODE ISLAND

Providence, Sc.

In Providence, on the day of , A. D.

1970, before me personally appeared Joseph A. Doorley, Jr., Mayor of the City of Providence, to me known and known by me to be the party executing the foregoing instrument for and in behalf of said City of Providence, and he acknowledged said instrument, by him executed, to be his free act and deed in said capacity and the free act and deed of the City of Providence.

JOHN A. DOHERTY, CHAIRMAN
EARL H. ASHLEY
UGO RICCIO
JOHN J. TIERNEY
DAVID R. MCGOVERN, EX-OFFICIO

WATER SUPPLY BOARD

CITY OF PROVIDENCE, R. I. 02908
552 ACADEMY AVENUE

JOSEPH E. MARTIN
CHIEF ENGINEER
JOHN E. ROGERS
DEPUTY CHIEF ENGINEER
JOHN T. WALSH, LEGAL ADVISOR
JOHN J. DEARY, SECRETARY

April 28, 1970

Vincent Vespia, City Clerk
City Hall
Providence, Rhode Island

Dear Vin:

In accordance with your suggestion, I set forth herein the reasons for the immediate passage of the resolution presented to the council by the Water Supply Board.

The resolution authorizing the mayor to sign the original of deed attached to the resolution is required because:

(1) Original condemnation plat filed in Cranston on December 16, 1965, which provided for the taking of an easement in Parcel 1697 as shown on the plat plan, Sheet C-19, owned by John Montaquila, had inaccurate dimensions set forth thereon.

(2) To correct this by agreement of the plaintiff an order was entered in the condemnation proceedings brought by the plaintiff in the Superior Court in Providence, M. P. No. 7223, providing that the plaintiff, John Montaquila, execute a deed conveying to the City of Providence an easement in the area of land described in the "Grant of Easement" or deed attached to the resolution and in the form set forth therein.

(3) Said order also provided that the City of Providence quitclaim to John Montaquila all its right, title and interest in any portion of said Parcel 1697 as shown on said plat plan, Sheet C-19, filed as aforesaid, which is not included in the "Grant of Easement" or deed to the City of Providence, a copy of which is attached to the resolution.

(4) The order of the court also provided that said deeds should be exchanged at the time the City of Providence paid damages to John Montaquila for the taking of the aforesaid easement.

(5) The plaintiff has requested a check in settlement of the case in accordance with the judgment entered by the court and has executed a deed in the form attached to the resolution and the Water Supply Board has requested the comptroller to

Vincent Vespia, City Clerk

-2-

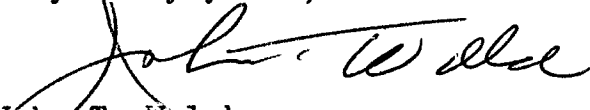
April 28, 1970

prepare the check.

(6) It is urgent, therefore, to get the aforesaid deed executed by the mayor so that it will be ready when the check is ready to the end that the condemnation case may be closed.

I request, therefore, immediate passage of the resolution.

Very truly yours,



John T. Walsh
Legal Advisor

JTW:NR

RESOLUTION OF THE CITY COUNCIL

No. 160

Approved May 13, 1970

RESOLVED, That the City Council of the City of Providence hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property in a sum not less than THIRTY-THREE MILLION FIVE HUNDRED THOUSAND (\$33,500,000) DOLLARS, nor more than THIRTY-SEVEN MILLION FIVE HUNDRED THOUSAND (\$37,500,000) DOLLARS; said tax is for ordinary expenses, charges for the payment of interest and indebtedness in whole or in part of said City, and for other purposes authorized by law.

The City Assessor shall assess and apportion said tax on the inhabitants and ratable property of said City as of the 31st day of December, A.D. 1969, at midnight, Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign the same, and shall make out and certify to the City Collector of the City of Providence, on or before the 15th day of June, A.D. 1970, a complete list of the names of the persons taxed and of the total value of all the real estate taxes to each person, the amount of personal estate except manufacturers' machinery and equipment, assessed against each person, also the amount of manufacturers' machinery and equipment and also the total amount of the tax assessed against each person on said real estate and personal estate, opposite the name of the person or persons assessed, the assessment of real estate, personal estate and manufacturers' machinery and equipment to appear in separate columns in said list. Said tax shall be due and payable on and between the 1st day of July, 1970, next, and the twenty-fourth day of July, A.D. 1970, next, and all taxes remaining unpaid on said last named day shall carry until collected a penalty at the rate of eight percentum per annum upon such unpaid taxes. Provided, however, said tax may be paid in four installments, the first installment of twenty-five percentum on or before the twenty-fourth day of July, A.D. 1970, and the remaining installments as follows: Twenty-five percentum on the twenty-sixth day of October, A.D. 1970; Twenty-five percentum on the twenty-fifth day of January, A.D. 1971; and Twenty-five percentum on the twenty-sixth day of April, A.D. 1971. Each installment of taxes, if paid on or before the last day of each installment period successively and in order, shall be free from any charge for interest.

RESOLUTION OF THE CITY COUNCIL

No.

Approved

Page #2.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax, as the case may be, shall immediately become due and payable and shall carry, until collected, a penalty at the rate of eight percentum per annum. The City Collector, shall by advertisement, in the public newspapers of the City, notify all persons assessed to pay their respective taxes at his office on and between the said 1st and twenty-fourth day of July, A.D. 1970, both days inclusive; said Collector shall attend daily during said periods Saturdays, Sundays and Holiday excepted, at his office from nine o'clock A.M. to five o'clock P.M., to receive said taxes.

RESOLUTION PROVIDING FOR THE
ASSESSMENT AND COLLECTION OF
1970 TAXES IN A SUM NOT LESS THAN
\$33,500,000, Nor More Than
\$37,500,000.

THE COMMITTEE ON

Approves Passage of
The Within Resolution

Unanimous
April 30, 1970 Clerk

Concurrence
McNulty

RESOLUTION OF THE CITY COUNCIL

No. 161

Approved May 13, 1970

Resolution Authorizing the Mayor to Petition the Director of the Department of Administration, State of Rhode Island, to authorize a Tax Assessment in excess of $3\frac{1}{2}\%$ of the Value of the Ratable Property of the City of Providence.

Whereas, It appears that the valuation of the ratable property of the City of Providence fixed by the Tax Assessor as of December 31, 1969, will not yield the amount of tax to be legally ordered by the City Council and to be levied for the purposes authorized by law excluding any amount required to pay the indebtedness of the City;

Now, Therefore, Be It Resolved, That His Honor, the Mayor, is hereby authorized to petition the Director of the Department of Administration of the State of Rhode Island under the provisions of Title 45, Chapter 12, Section 11, General Laws of Rhode Island, 1956, as amended, to authorize a tax assessment to be made by the City Council of the City of Providence in excess of the $3\frac{1}{2}\%$ (three and one-half per cent) of the value of the ratable property of the City, and to present to said Director of the Department of Administration, State of Rhode Island, such evidence as may be necessary with respect to the merits of this petition.

IN CITY COUNCIL

MAY 7 - 1970
READ and PASSED

.....
Wm. A. ... President
.....
... Clerk

APPROVED

MAY 13 1970
Joseph A. ...
MAYOR

THE COMMITTEE ON

.....*Finance*.....

Approves Passage of
The Within Resolution

.....*Unanimous*.....

April 30, 1970 Clerk

*Councilman Mc Nulty and
Councilman Desautels, by request*