

RESOLUTION OF THE CITY COUNCIL

No. 103

Approved March 4, 2002

RESOLVED, DECREED, AND ORDERED:

That the following-named street shown on a cross-hatched area on the accompanying map entitled "Prov., RI, DPW-Engineering Office, Street line Section Plan No. 064700 dated December 12, 2001."

VIZ: Alvin Street (portion of), as described in Attachment "A" and shown as a cross-hatched area on the accompanying plans 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. The Petitioner agrees to tender the amount of One Dollar (\$1.00) in legal tender U.S. currency to the City of Providence.

2. The petitioner shall convey an easement acceptable to Verizon which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

3. The Petitioner shall convey an easement acceptable to Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

4. Petitioner shall comply with all conditions contained herein not later than sixty (60) days from its approval. Upon failure to so comply for any reason, the within resolution shall automatically become a nullity.

IN CITY COUNCIL.
NOV. 15, 2001
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS
Michael G. Clements
Clerk

THE COMMITTEE ON
~~Public Works~~
Recommendations of the
Carroll A. Smith
Clerk
Nov 11, 2001
Kearney

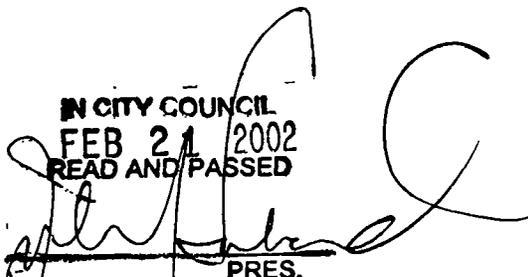
THE COMMITTEE ON
~~Public Works~~
Recommendations of the
Carroll A. Smith
Clerk
Jan 10, 2002
Kearney

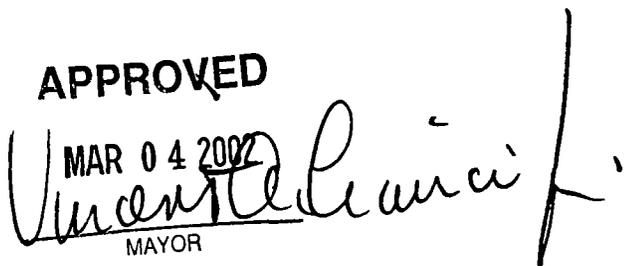
THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution
Carroll A. Smith
Clerk
Feb 4, 2002

From the Clerk's Work

ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be place 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
FEB 21 2002
READ AND PASSED

PRES.
Michael R. Claret,
CLERK


APPROVED
MAR 04 2002

MAYOR

RESOLUTION OF THE CITY COUNCIL

No. 103

Approved March 4, 2002

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1. The Petitioner agrees to tender the amount of One Dollar (\$1.00) in legal tender U.S. currency to the City of Providence.

2. The petitioner shall convey an easement acceptable to Verizon which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

3. The Petitioner shall convey an easement acceptable to Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

4. Petitioner shall comply with all conditions contained herein not later than sixty (60) days from its approval. Upon failure to so comply for any reason, the within resolution shall automatically become a nullity.

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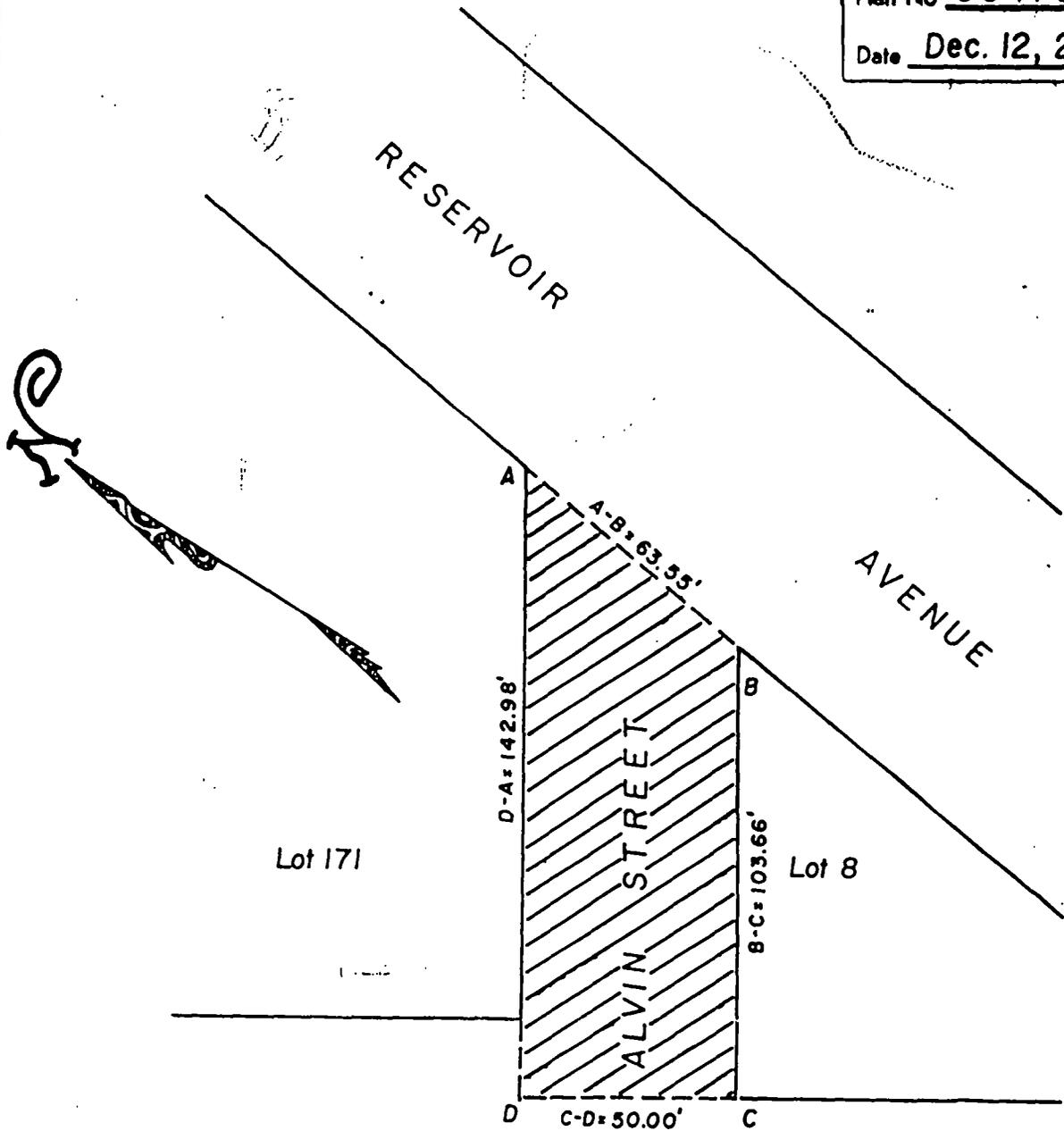
IN CITY COUNCIL
FEB 21 2002
READ AND PASSED
[Signature]
PRES.
Michael R. Clement
CLERK
[Signature]

APPROVED
MAR 04 2002
Vincent Lauria
MAYOR

A true copy.
Attest:
Michael R. Clement
Michael R. Clement
City Clerk

BK 5061 PGO133

PROVIDENCE, R. I.
E. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. 064700
Date Dec. 12, 2001



DOWNING

STREET

Barbara A. Troncy
Acting Recorder of Deeds

BARBARA A. TRONCY
ACTING RECORDER OF DEEDS

2002 MAR 11 A 10:48

PROVIDENCE, RI
RECEIVED FOR RECORD

NOTES: Cross-hatched area (A-B-C-D-A)
indicates proposed abandonment.
No sewer easement required.
Total square footage = 6,163.75'

Lot numbers taken from A.P. 51.

CITY OF PROVIDENCE, R. I.
Public Works Dept. - Engineering Office
Showing proposed abandonment of a portion
of Alvin Street
Drawn by A. Zislades Checked by JLC
Scale 1" = 40' Date 12-12-2001
Correct James A. Morris Associate Engr.
Approved [Signature] CHIEF ENGINEER

5061 / 131-133

PROVIDENCE, RI
RECEIVED FOR RECORD

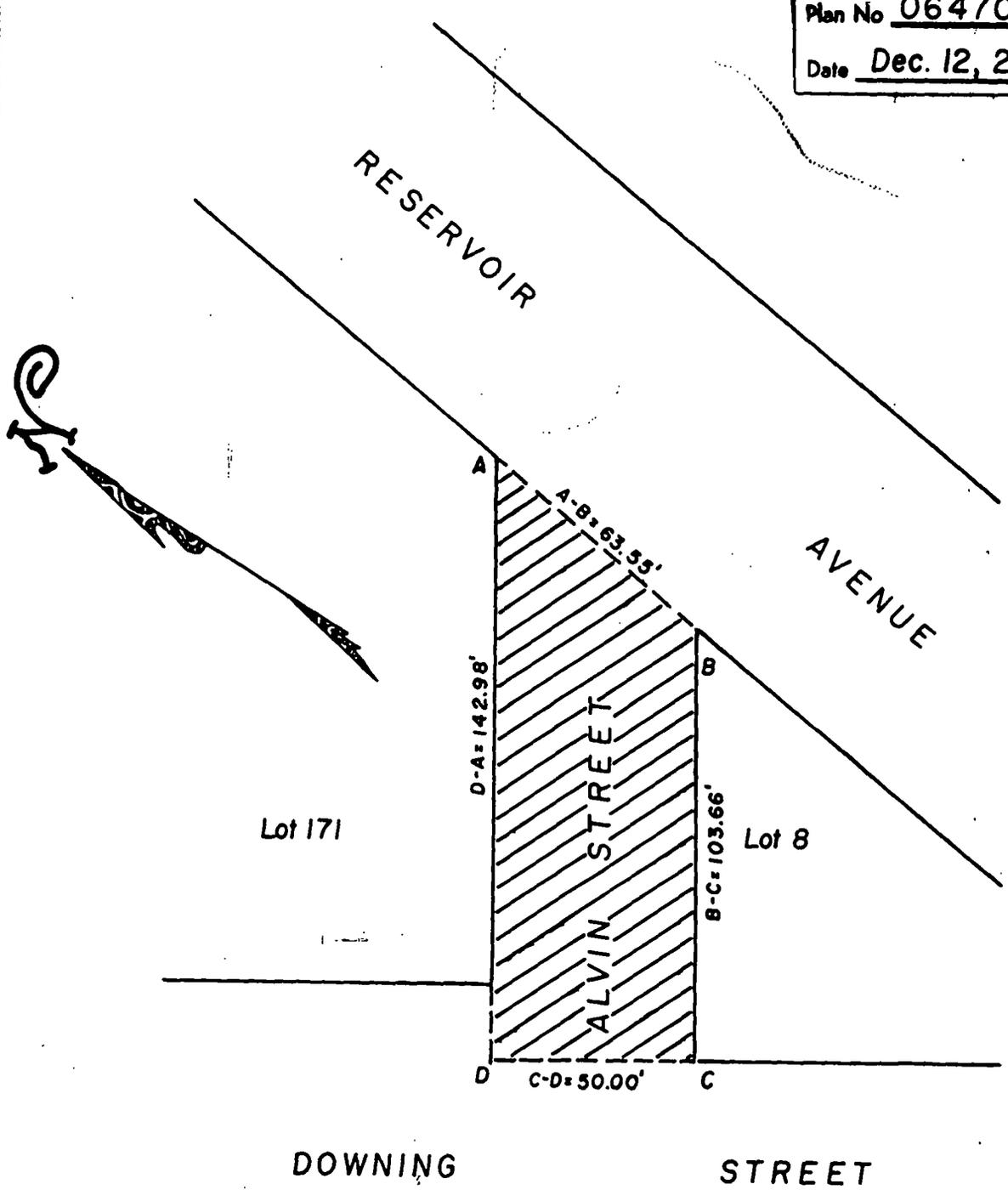
2002 MAR 11 A 10:48

BARBARA A. TRONCY
ACTING RECORDER OF DEEDS



1522

PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No 064700
 Date Dec. 12, 2001



DOWNING STREET

NOTES: Cross-hatched area (A-B-C-D-A) indicates proposed abandonment.
 No sewer easement required.
 Total square footage = 6,163.75'

Lot numbers taken from A.P. 51.

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing proposed abandonment of a portion of Alvin Street
 Drawn by A. Zisides Checked by gjc
 Scale 1" = 40' Date 12-12-2001
 Corrected by James A. Morris Associate Engr.
 Approved [Signature] CHIEF ENGINEER

FERDINAND C. IHENACHO, P.E., PTOE.

Director



VINCENT A. CIANCI, JR.

Mayor

Department of Public Works

"Building Pride In Providence"

Dec. 14, 2001

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

RE: Petition of Samuel J. Shamoan, Secretary, Providence Redevelopment Agency,
Requesting the Abandonment of a Portion of Alvin St. Between Downing St.
and Reservoir Ave.

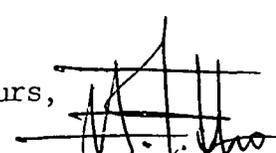
Dear Councilman Clarkin:

This Department has no objection to the above-noted portion abandonment of Alvin St., in accordance with the accompanying plan, entitled, Providence, R.I. - P.W. Dept. - Engineering Office, Street Line Section, Plan No. 064700, Date: Dec. 12, 2001.

Note that the area of Alvin St. to be abandoned, is noted as Cross-Hatched area designated as A-B-C-D-A on the accompanying plan. Lot numbers for this plan were taken from City of Providence A.P. 51. THERE IS NO SEWER EASEMENT REQUIRED FOR THIS PORTION ABANDONMENT OF ALVIN ST. Total Square footage for portion abandonment is 6,193.75 Sq.Ft.

If you have any further questions regarding the Portion Abandonment of Alvin St., or if we can assist further in this regard, please feel free to contact this Department.

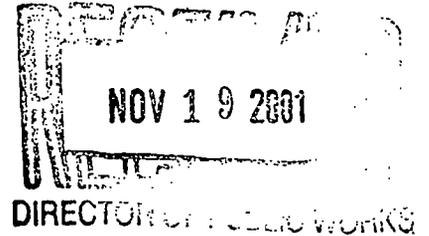
Very truly yours,


Ferdinand C. Ihenacho, P.E.
Director

CC. P. McLaughlin
J. D'Amico
G. Florio
M. Clement
JLC
SZ



Rhode Island



Department of City Clerk

MEMORANDUM

FCI - file

DATE: November 16, 2001

TO: Ferdinand Ihenacho, Director of Public Works

SUBJECT: **PETITION OF SAMUEL J. SHAMON,
SECRETARY, PROVIDENCE REDEVELOPMENT
AGENCY, REQUESTING THE ABANDONMENT
OF A PORTION OF ALVIN STREET BETWEEN
DOWNING STREET AND RESERVOIR AVENUE.**

CONSIDERED BY: Councilman Robert M. Clarkin, Chairman, Committee
on Public Works

DISPOSITION: The accompanying petition is referred to you
for study, report and recommendation and report back in
writing to the above-named committee as soon as
practical.

Claire E. Bestuz
Second Deputy City Clerk

CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

November 7, 2001

To the Honorable City Council:

The Providence Redevelopment Agency hereby petitions the Providence City Council to consider the abandonment of a portion of Alvin Street.

As shown on the attached plan, the portion of Alvin Street to be abandoned is that portion between Downing Street and Reservoir Avenue.

This petition to abandon these streets is a prudent and responsible action for the Council to take as it will allow for the redevelopment of the Gorham site.

The Agency requests that the abandonment be at no cost to the petitioner.

Respectfully submitted,



Providence Redevelopment Agency
Samuel J. Shamoon
Secretary

... TRANSPORTATION MAY HAVE REGARDING FREIGHT RAIL IMPROVEMENTS.
SEE DEED BK. 4461, PGS. 161-162.

Downing Street
(Public - 50' Wide)

Downing Street
(Public - 68' Wide)

Portion of Downing Street to be abandoned (filed in a separate petition)

D=139°03'57"
R=9.90'
L=24.03'
Ch=18.55'

N27°32'09"W
103.47'

N27°32'09"W
255.09'

Alvin Street
(Public - 68' Wide)

N67°27'51"E
103.66'

S67°27'51"W
124.89'

Portion of Alvin St. to be abandoned

S15°34'51"W
139.28'

51
8

51
171

Division of Environmental Agency
Order No. 1822, P.D. 199
1991
10,525.8
10/11/91

10,525.8
10/11/91
10,525.8
10/11/91

Reservoir Avenue
(Public)

S15°34'51"W
105.33'

ADELAIDE AVENUE
(ABANDONED)
(SEE REF. #3)
(SEE NOTE #15)

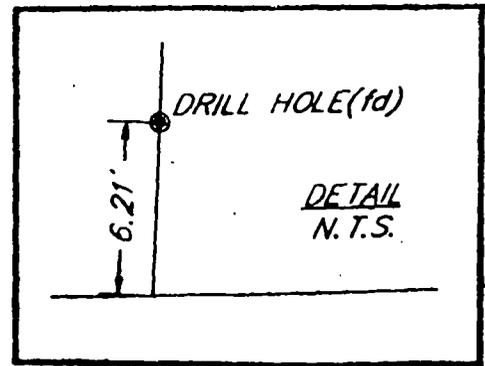
172.51'
S25°49'03"E

CERTIFICATION:

THIS SURVEY AND PLAN SUBSTANTIALLY CONFORMS TO THE FOLLOWING CLASS STANDARD AS ADOPTED BY THE RHODE ISLAND BOARD OF REGISTRATION FOR PROFESSIONAL SURVEYORS.

SURVEY - CLASS I

PROFESSIONAL LAND SURVEYOR REG. NO. DATE.



Proposed Abandonment of
Alvin Street

A.P. 15 Lot 171 177 Reservoir Avenue
P.R.A. 400 Westminster

A.P. 15 Lot 8 85 Reservoir Avenue
P.R.A. 400 Westminster

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:

PETITION TO ABANDON A PORTION OF ALVIN STREET

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
15	171	Providence Redevelopment Agency 400 Westminster Street Providence, RI 02903
15	8	Providence Redevelopment Agency 400 Westminster Street Providence, RI 02903

PETITIONER

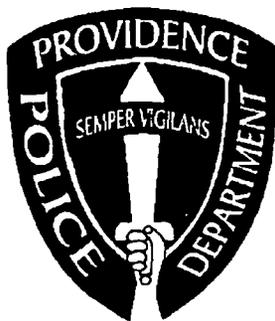
John F. Palmieri
Providence Redevelopment Agency
400 Westminster Street
Providence, RI 02903



Ralph Guglielmino
City Sergeant

12/21/01

Councilman Ronald W. Allen
Ward 8



PROVIDENCE POLICE DEPARTMENT
TRAFFIC BUREAU

Lieutenant Timothy Lee, Commanding

December 20, 2001

TO: Colonel Richard Sullivan, Chief of Police

FROM: Lieutenant Timothy Lee, Commanding Traffic Bureau

SUBJECT: Street Abandonment

Dear Sir,

The Police Department has no interest in the abandonment of this area. It is part of the Goram complex. It is in the best interest of the City to abandon the property.

Respectfully Submitted;

Lt. Timothy Lee

James F. Rattigan
Chief of Department

William T. Giannini
Asst. Chief of Department

Gary E. Mulcahy
Asst. Chief of Department



Vincent A. Cianci, Jr.
Mayor

John J. Partington
Commissioner of Public Safety

DEPARTMENT OF PUBLIC SAFETY, FIRE DEPARTMENT
"Building Pride in Providence"

November 29, 2001

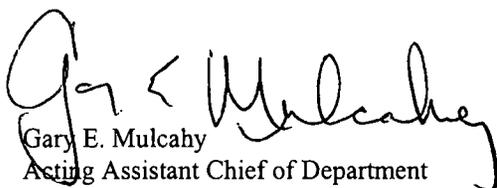
Department of City Clerk
City Hall
Providence, RI 02903

To Whom It May Concern:

The Providence Fire Department is in receipt of a petition requesting permission to abandon a portion of Alvin Street between Downing Street and Reservoir Avenue.

Please be advised that the Providence Fire Department has no objection to this request. If you have any further questions, please do not hesitate to contact us.

Yours truly,


Gary E. Mulcahy
Acting Assistant Chief of Department

GEM:lrl



ARMANDO PARILLO
Chairman
JOEL D. LANDRY, II, ESQ.
Vice Chairman
CARISSA R. RICHARD
Secretary
FERNANDO S. CUNHA, ESQ.
Legal Advisor
ALEXANDER D. PRIGNANO
Ex-Officio

VINCENT A. CIANCI, JR.
Mayor
ROBERT J. KILDUFF, ESQ., P.E.
General Manager and Chief Engineer
JOSEPH DE LUCA
City Councilman
RITA M. WILLIAMS
City Councilwoman
MARY A. NOCERA
Member
JOSEPH D. CATALDI
Member

November 19, 2001

Councilman Robert M. Clarkin, Chairman
Committee on Public Works
25 Dorrance Street
Providence, Rhode Island 02903

SUBJECT: Petition for Street Abandonment
Alvin Street (Portion of)
Providence, Rhode Island

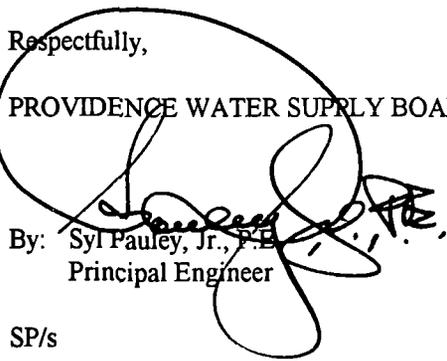
Dear Councilman Clarkin:

The referenced Petition to the City Council, which relates to the abandonment of a portion of a certain public street between Downing Street and Reservoir Avenue, has been reviewed for any impact on the Providence Water (PW) water distribution system. Our records do not indicate any water system related infrastructure within the limits of the subject street. Accordingly, PW does not oppose this abandonment.

If you have any questions, please feel free to contact me at (401) 521-6300 EXT 7241.

Respectfully,

PROVIDENCE WATER SUPPLY BOARD

By:  Syl Pauley, Jr., P.E.
Principal Engineer

SP/s

cc: P. Gadoury, P.E.
M. Clement, City Clerk
File

ABNLTRS1.WPD

NANCY L. DERRIG
Superintendent of Parks



VINCENT A. CIANCI, JR.
Mayor

Department of Public Parks

"Building Pride In Providence"

November 20, 2001

Mr. Michael Clement
City Clerk
City Hall
Providence, RI 02903

RE: Abandonment of a portion of Alvin Street

The Department of Public Parks has reviewed the proposed abandonment of a portion of Alvin Street, and has no objection to the proposed abandonment.

Sincerely yours,

A handwritten signature in black ink that reads "John A. Izzo".

John A. Izzo
Supervisor of Engineering & Planning

IRENE J. TESTA
Traffic Engineer

JOSEPH W. CAPRIO
Deputy Director



VINCENT A. CIANCI, JR.
Mayor

Department of Traffic Engineering
"Building Pride In Providence"

MEMORANDUM

TO: Councilman Robert Clarkin
Chairman – Committee on Public Works

FROM: Irene J. Testa *Irene J. Testa*

DATE: 11/19/01

RE: PENDING MATTER

REQUEST: To abandon a portion of Alvin Street.

DISPOSITION: No objection.

HENRY E. KATES
Chairman

LESLIE A. GARDNER
Vice Chairwoman

ROBERT H. MONTECALVO
JOSE V. MONTEIRO
MICHAEL A. SOLOMON
Members

RONALD W. ALLEN
LUIS A. APONTE
Councilmen

JOHN F. PALMIERI
Executive Director

SAMUEL J. SHAMOON
Secretary



VINCENT A. CIANCI, JR.
Mayor

PROVIDENCE REDEVELOPMENT AGENCY

"Building Pride in Providence"

MEMORANDUM

DATE: October 29, 2001

TO : Michael Clement, City Clerk

FROM: William G. Floriani, Assistant Director
Project Management and Construction

RE : GORHAM PROJECT
STREET ABANDONMENTS

I have received your request concerning the street abandonment's on the Gorham site. As you are aware the city transferred this site to the Providence Redevelopment Agency, it is and will be owned by the Providence Redevelopment Agency. It has always been the practice not to charge another City Agency to abandon streets within it's project. Please accept this request to access a minimum value of \$1.00 for these abandonment's.

Cc: John F. Palmieri
Joseph A. Abbate
Thomas F. O'Connor

GEORGE CALCAGNI
Chair



VINCENT A. CIANCI, JR.
Mayor

PROVIDENCE CITY PLAN COMMISSION

"Planning The Future of Providence"

November 26, 2001

Councilman Robert M. Clarkin, Chairman
Committee on Public Works
City Hall
Providence, RI 02903

Attn: Michael R. Clement, City Clerk

Re: CPC REFERRAL NO. 3185: Proposed Abandonment of of Holbrook Street, a portion of Crescent Street, Lawton Street, Crins Street, a portion of Downing Street and a portion of Alvin St.

Dear Councilman Clarkin:

The City Plan Commission at its regular meeting on Tuesday, November 20, 2001 reviewed and evaluated the communication of the Committee on Public Works dated October 25, 2001 requesting the Commission's recommendation on the proposed abandonment of Holbrook Street, a portion of Crescent Street, Lawton Street, Crins Street, a portion of Downing Street and a portion of Alvin St. The petitioner is the Providence Redevelopment Agency. The abandonments are requested for the redevelopment of the former Gorham manufacturing facility.

The Commission made the following findings of fact as required by the *City Plan Commission Handbook* Policy No. 1: "Criteria and Guidelines for Approval of Street, Highway and Rights-of-way Abandonment":

1. *A public interest has to be clearly demonstrated. A public interest is defined as one or more of the following: public health and safety, adequate provision of transportation, general improvement of traffic patterns and/or circulation, convenient access to properties, avoidance of a nuisance, significant economic development, preservation of a historical or cultural feature, and improvement of the general welfare of the community.*

These street abandonments are in the public interest as they will further the redevelopment of an abandoned industrial site. As these streets were never opened, there will be no adverse impact on traffic patterns.

Page 2

2. *No negative impact is evident on existing land uses, future plans, zoning, safety, health or welfare of the community by the proposed abandonment.*

No negative impacts from these abandonments are anticipated.

3. *All abutting landowners agree to the proposed abandonment.*

The PRA is the abutter in all cases.

4. *No physical or legal access will be denied to any land or property in surrounding areas by the proposed abandonment.*

No access will be denied to surrounding areas.

5. *No existing or future public services or facilities need to be protected, provided, or maintained within the right-of-way. An easement retention may be necessary to provide access to, maintain, or provide existing or future service or utility needs.*

No existing or future public services or facilities need to be protected, provided, or maintained within the rights-of-way.

6. *The proposed or intended use of the street and/or adjacent properties must be shown on a petition or plan, and such use shall be in conformance with existing zoning and Comprehensive Plan Objectives.*

A petition and plan have been provided. This proposal is consistent with the Zoning Ordinance and Comprehensive Plan.

The Commission voted to recommend to the Committee on Public Works that it approve the subject abandonments.

Sincerely,



Samuel J. Shamoon
Associate Director of Planning

cc: Thomas Moses

Narragansett Electric

A National Grid Company



November 27, 2001

Claire E. Bestwick
City Clerk's Office
Providence City Hall
Providence, RI 02903

Re: Abandonment — Alvin Street, Providence, RI

Dear Ms. Bennett:

Please be advised that Narragansett Electric has no facilities located at the proposed abandonment site.

Therefore, we do not object to the abandonment of that portion of Alvin Street.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Mindy C. Montecalvo
Real Estate Consultant
Property Assets
(401) 784-7512

Right of Way



85 High Street
Pawtucket, RI 02860

Phone 401 727-9555
Fax 401 725-7680

January 15, 2002

Claire Bestwick
2nd Deputy/City Clerk
25 Dorrance Street
Providence, Rhode Island 02903

Attn: Ms. Claire Bestwick

RE: PETITION TO ABANDON A PORTION OF ALVIN STREET
AND DOWNING STREET.

Upon investigation it has been determined that Verizon has facilities in the portion of Alvin Street and Downing Street to be abandoned.

These facilities include poles and wires that provide service to residents and businesses in the area.

Verizon will not object to the granting of said petition, provided that in the event the petition is granted, the petitioner will convey an easement to Verizon, which will permit retention of its facilities in existing locations with the right to inspect, maintain, operate and replace the same and with twenty-four 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.

Very truly yours,

A handwritten signature in cursive script that reads "Pam Jarvela".

Pam Jarvela
Right of Way
401-727-9514

ProvGas
A ProvEnergy Company



11/23/01

Ms. Claire E. Bestwick
Second Deputy City Clerk
Department of City Clerk
City of Providence
Providence, RI 02903

Re: Petition to Abandon a Portion of Alvin Street between Downing Street and
Reservoir Avenue, Providence

Dear Ms. Bestwick:

Providence Gas does own and maintain gas facilities within above-mentioned petition therefore, we have no objections to this petition. Please be sure to contact DIGSAFE® prior to any excavation activities at 1-888-DIGSAFE.

If you have any further questions please feel free to call me at 401 272-5040 ext. 573.

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael McGuire', with a stylized, flowing script.

Michael McGuire
Manager of Engineering Design & Facility Locating

