

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

The undersigned, sole owner of lands abutting on both sides of highways hereinafter described, respectfully petitions this honorable body to declare that said highways have ceased to be useful to the public, and to abandon the same, namely:

Beginning at a point in the northerly line of Medway Street at its juncture with land of the State of Rhode Island; thence running westerly, bounding northerly on land of Bethany Home of Rhode Island, 245 feet to land of others; thence crossing Medway Street at right angles to its northerly line; thence running easterly, bounding southerly on land of Bethany Home to land of the State of Rhode Island; thence running northerly, bounding easterly on land of the State of Rhode Island, to the point of beginning.

**DEPARTMENT OF CITY CLERK
RECEIVED**

AUG 1 1975

Vincent Vespia

CITY CLERK OF PROVIDENCE, R. I.

*Pd. by Ch # 48344
amt \$35.00*

BETHANY HOME OF RHODE ISLAND

By

Andrew H. Davis Jr. Pres.

Henry Swan, Esq.

FILED

AUG 1 2 48 PM '75

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

RECEIVED
CITY OF PROVIDENCE

W. J. Starnes

FILED AT THE CITY CLERK'S OFFICE

IN CITY COUNCIL

AUG 7 1975

1ST READING

TO COMMITTEE ON

PUBLIC WORKS

Vincent Casper
CLERK

THE COMMITTEE ON
PUBLIC WORKS

Recommends

To Be Continued

Clerk

SEP 15 1975

*Councilman Bradshaw,
by Request*

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 775

Approved October 10, 1975

COMMITTEE ON
CIVIL RIGHTS

Office of the
City Clerk

RESOLVED, DECREED AND ORDERED:

That the following named highway shown as shaded areas on the accompanying plan entitled "Providence, Rhode Island, Department of Public Works-Engineering Office, Street Line Section Map no. 063943, dated August 22, 1975",

viz:

Medway Street beginning at a point in the northerly line of Medway Street at its juncture with land of the State of Rhode Island; thence running westerly, bounding northerly on land of Bethany Home of Rhode Island, 245 feet to land of others; thence crossing Medway Street at right angles to its northerly line; thence running easterly, bounding southerly on land of Bethany Home to land of the State of Rhode Island; thence running northerly, bounding easterly on land of the State of Rhode Island, to the point of beginning as shown in Area (A-B-C-D-A), having ceased to be useful to the public and the same are abandoned as public highway and the damage to the abutters is appraised at nothing and so awarded, provided that the Bethany Home of Rhode Island, the petitioner grant a satisfactory perpetual easement to the Water Supply Board, 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 each 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
OCT 2 1975

READ AND PASSED

Robert J. Dutton
Clerk
Vincent D'Amico
Clerk

Approved
October 10, 1975
Vincent Kearney
Mayor

THE COMMITTEE ON

Public Works

Approves Passage of
The Within Resolution

Ernest C. Cress
Sept. 29, 1927 Clerk

JOHN A. DOHERTY, *Chairman*
EARL H. ASHLEY
UGO RICCIO
ROBERT F. HOWARD
RAYMOND COLA
VINCENT J. CIRELLI
VINCENT T. IZZO, *Ex-Officio*

WATER SUPPLY BOARD

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

JOHN E. ROGERS P.E.
Chief Engineer
JOHN H. SEITES P.E.
Deputy Chief Engineer
ROBERT J. PACI
Legal Advisor
AUSTIN B. McMANUS
Secretary

September 22, 1975

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

RE: Abandonment of section of Medway Street
Providence, Rhode Island

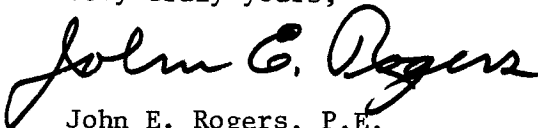
Dear Councilman Flynn:

Since our letter of September 2, 1975 regarding the petition for the abandonment of the east end of Medway Street, we have been contacted by the architect and legal representative for the Bethany Home. When the petition was filed they were not aware of the requirement to install a new water supply to the home from another street and the resulting expense.

Future expansion of the home onto the proposed abandonment could be designed so that the water supply could be obtained from Medway Street west of said abandonment. At that time, of course, the subject section would have to be abandoned and a normal water service installed from the public main in Medway Street.

The Water Supply Board could maintain the existing water service if the Bethany Home would grant a satisfactory perpetual easement to the board. This would be released when and if the above mentioned construction became a reality, at which time the street would be abandoned. Present and future needs for the Bethany Home could thus be provided.

Very truly yours,



John E. Rogers, P.E.
Chief Engineer

ms

JOHN A. DOHERTY, *Chairman*
EARL H. ASHLEY
UGO RICCIO
ROBERT F. HOWARD
RAYMOND COLA
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AUSTIN B. McMANUS
Secretary

September 2, 1975

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

Dear Councilman Flynn:

On August 12, 1975 this department received a memorandum and a copy of a Petition to the City Council relative to the abandonment of a section of Medway Street, west of State of Rhode Island land.

The depreciated value of the water main and services to be abandoned and new work to be done is as follows:

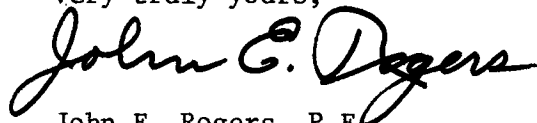
232 ft. of 6-inch A.C. Main	\$1,781.06
4-inch C.I. Service	729.88
1½-inch Lead Service	107.38
Cut main, install cap & Blow-off	<u>150.00</u>
Total	\$2,768.32

We respectfully request that your committee take no action on the petition until Bethany Homes of Rhode Island, 111 South Angel Street, Providence, R. I. pays the above total. We are filing a bill in the City Clerk's Office in the above amount and will notify the Public Works Department when payment is received.

A 4-inch service and a 1½-inch service on that section of main to be abandoned will have to be relocated. The 4-inch will have to be from the South Angell Street main and the 1½-inch from the Waterman Street main. The latter service will require a meter pit near the street line of Waterman Street.

The total cost of the new services, plus the necessary modifications of the interior piping must be borne by the Petitioner and is not included in the bill to be submitted.

Very truly yours,



John E. Rogers, P.E.
Chief Engineer

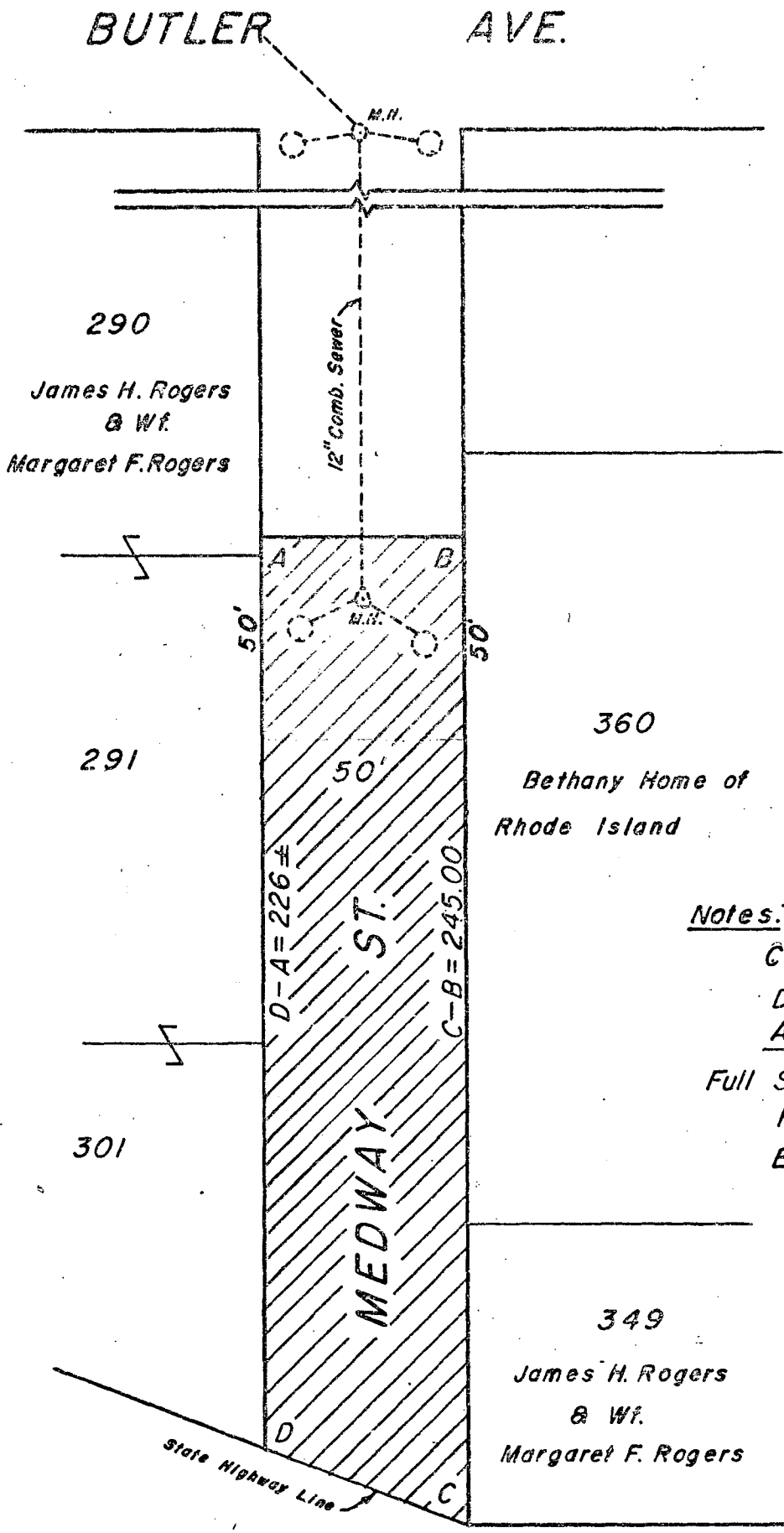
ms

cc: Mr. James Lombardi
Administrative Assistant

PROVIDENCE, R.I.
DEPT. OF CITY CLERK
SEP 3 9 25 AM '75

SEP 11 1975

PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 063943
 Date 8-22-75



Notes:

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

Full Sewer Easement Will Be Required (From A-B, 50' Easterly.) (Shaded Area).

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed Abandonment
(Portion Of Medway St.)
 Drawn by J.A.H. Checked by A.P.
 Scale 1"=40' Date 8-22-75
 Contract R. J. Joseph
 Approved Joseph J. Campo

Lot Numbers From Assessor's Plat 15

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-MEDWAY STREET (PORTION) FROM THE NORTHERLY LINE OF MEDWAY STREET AT ITS JUNCTURE WITH LAND OF THE STATE OF RHODE ISLAND; THENCE RUNNING WESTERLY, BOUNDING NORTHERLY ON LAND OF BETHANY HOME OF RHODE ISLAND, TWO HUNDRED AND FORTY FIVE (245) FEET, THENCE RUNNING EASTERLY.

<u>PLAT</u>	<u>LOT -</u>	<u>NAME AND ADDRESS</u>
15	290	James H. Rogers and wife Margaret F. 233 Medway Street
15	291	" " "
15	301	" " "
15	349	" " "
15	360	Bethany Home of Rhode Island 111 South Angell Street (EXEMPT ACCOUNT)

Date _____

Councilman William G. Bradshaw

Councilman Thomas W. Pearlman

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 _____

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: **August 8, 1975**

TO: *

SUBJECT: **MEDWAY STREET-ABANDONMENT-PORTION**

CONSIDERED BY: **Committee on Public Works**

DISPOSITION: **Attached is Copy of Petition on above subject for study and report.**

- * **Acting Commissioner Cianci, Deputy Director Bernstein, Director Healy, Chief Engineer Water Supply Board Rogers and Traffic Engineer Tibaldi.**

Vincent Vespeco

City Clerk

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: August 19, 1975

TO: Director Healy

SUBJECT: Cortez Street and Medway Street

CONSIDERED BY: City Clerk Vincent Vespia

DISPOSITION: Attached is the copy of Public Hearing notice on above subject, Please furnish me with Lot numbers and Plat of all owners of abutting properties for legal notice.

Vincent Vespia

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

August 19, 1975

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

RE: Memorandum dated 8/8/75

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 Medway Street.

Disposition: No objection to said abandonment.

Very truly yours,

A handwritten signature in cursive script, reading "Frank A. Tibaldi".

Frank A. Tibaldi
Traffic Engineer

FAT/it

AFFIDAVIT OF PUBLICATION

THE PROVIDENCE DAILY JOURNAL THE EVENING BULLETIN
THE PROVIDENCE SUNDAY JOURNAL

Published by THE PROVIDENCE JOURNAL COMPANY
Providence, Rhode Island

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS
RESOLUTION
OF THE CITY COUNCIL
No. 775
Approved October 10, 1975

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viz.

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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 each 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.

A true copy,

Attest
VINCENT VESPIA,
City Clerk

State of Rhode Island

City and County of Providence

On this 9th day of January 1976,
before me, a Notary Public, duly qualified for said

County and State, personally appeared
Director of Classified Advertising

Stanley E. J. J. J.

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
Resolution of the City Council
No 775.

a true copy of which is hereunto annexed, was duly
inserted in The Providence Journal and
in its issues of Evening Bulletin

December 17, 24, 31 and January 7 1976

Subscribed and sworn to before me this

9th day of January

1976

James M. Murray
Notary Public.

January 28, 1976

Mr. F. J. Bergemann, Jr.
Supt. Street Lighting Department
280 Melrose Street
Providence, Rhode Island

Dear Mr. Bergemann:

I have recently received a Resolution, #775, from the City Council, approved as of October 10, 1975, to abandon a portion of Hedway Street and declare it a highway abandonment.

Therefore, please accept this letter as authorization to remove the following street lights in the City of Providence.

REMOVE

Hedway Street Poles #29-30 2-3500 Lumen Mercury Vapors

Very truly yours,

John T. Crowley
Utility Inspector
Acting Public Service Engineer

JTC/jd

cc: Vincent Vespia, City Clerk
Daniel E. Healy
Director of Public Works

CITY OF PROVIDENCE
WATER SUPPLY BOARD
552 ACADEMY, PROVIDENCE, RHODE ISLAND 02908

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