

resolution/hendst
RESOLUTION OF THE CITY COUNCIL

No. 232

Approved April 23, 1999

RESOLVED, DECREED AND ORDERED

That the following-named street shown as a cross-hatched area on the accompanying map entitled "Providence, Rhode Island, Department of Public Works - Engineering Office, street line Section Plan No. 064612 dated August 27, 1998."

Viz: Henderson Street shown as a cross-hatched area on the 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. 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 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;

2. The petitioner shall convey an easement acceptable to the Providence Water Supply Board 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 in writing agree to each of the conditions to which reference is made in that communication from the Providence Water Supply Board dated 29 September 1998 and which states as follows: "(A) Narragansett Electric will accept responsibility for final road restoration in the event that the Providence Water Supply Board needs to work in the abandoned area; (B) The public fire hydrants will remain on private property and will continue to be subject to the Hydrant Rental Fee paid by the Providence Fire Department."

4. The Petitioner shall meet with the Fire Marshal of the Providence Fire Department and enter into an agreement satisfactory to said department so as to

IN CITY COUNCIL

Aug 6, 1998

FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael R. Jones CLERK

THE COMMITTEE ON

Gullie Hart

Recommends *P.H.*

Barbara A. Parris
Clerk

10/14/98

C.H. Kell

THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

Barbara A. Parris
Clerk

3/30/99

I know the Clerk: Best

alleviate any concerns of the Providence Fire Department as expressed in their communication dated 25 September 1998 making reference to access;

5. The petitioner shall convey an easement acceptable to the Narragansett Bay Commission 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;

6. The petitioner shall meet each of the conditions to which reference is made in the communication from the Providence City Plan Commission dated 15 October 1998 which states as follows: "(A) The abandonment is subject to a signed agreement to establish a perpetual easement for access during the Park's operational hours; (B) The petitioner installs a warning sign that informs the public of the front gates closing time."

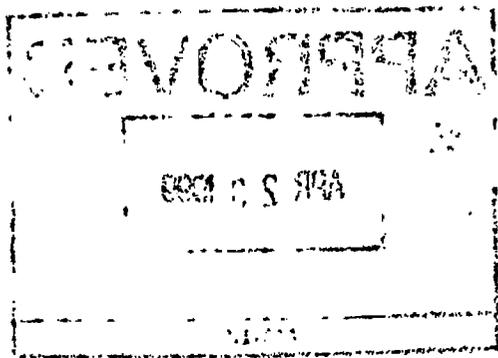
7. In light of the continued maintenance of the so-called Collyer Park, the customary fees are waived.

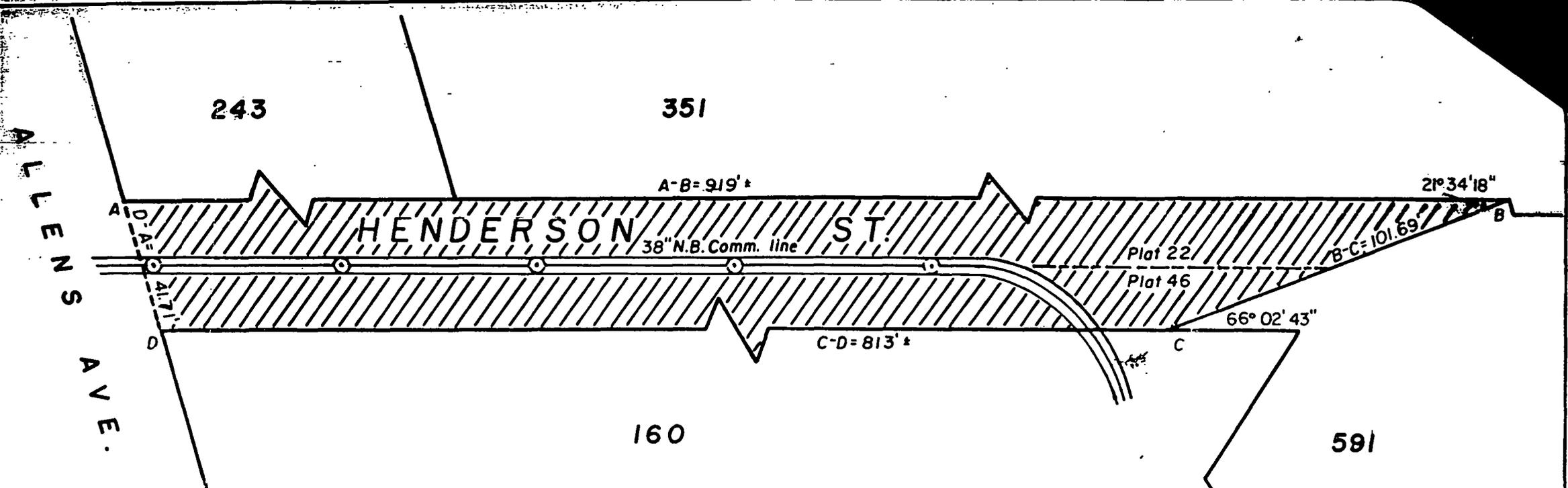
ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be placed on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway," and it is further

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
APR 15 1999
READ AND PASSED
[Signature]
PRES.
[Signature]
CLERK

APPROVED
APR 23 1999
[Signature]
MAYOR





NOTES: Cross-hatched area (A-B-C-D-A)
 indicates proposed abandonment.
 Full sewer easement will be required.
 Total square footage = ± 34,490'

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing proposed abandonment of
 Henderson Street.
 Drawn by AZistades Checked by JAM
 Scale Not available Date 8-27-98
 Correct *[Signature]*
 Approved *[Signature]*

PROVIDENCE, R. I.
 CIV. ENGR. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064612
 Date Aug. 27, 1998

Lot numbers taken from A.P. 22 & 46.

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

as follows:

The undersigned respectfully petitions your honorable body

(1) That your Petitioner, The Narragansett Electric Company ("Narragansett"), is a Rhode Island public utility created by the General Assembly and authorized, among other things, to engage in the production, transmission, delivery and furnishing of electricity for light, heat and power.

(2) That your Petitioner, New England Power Company ("NEP"), is a Massachusetts corporation qualified to do business in Rhode Island and engaged in the generation and transmission of electricity.

(3) That Assessor's Plat 22 shows Henderson Street extending a distance of approximately 900 feet east from Eddy Street.

(4) That said portion of Henderson Street is bounded on the north by lots 243 and 351, both on Plat 22, on the east by Plat 46, lot 591, on the south by Plat 46, lot 160, and on the west by Eddy Street all as shown on the accompanying plan entitled "NEW ENGLAND POWER COMPANY AND THE NARRAGANSETT ELECTRIC COMPANY; REPOWERING OF MANCHESTER STREET STATION, PROVIDENCE, RHODE ISLAND; PROPOSED ABANDONMENT OF HENDERSON STREET, PROVIDENCE, R.I.; 1" = 80' (JANUARY 27, 1998.)"

(5) That Henderson Street is a dead end street, so-called, which is used only by Narragansett personnel and by Providence Department of Public Works' personnel for access to the Fox Point Hurricane Barrier.

(6) That Henderson Street provides no access to tidal water at Providence Harbor.

(7) That your Petitioners seek the abandonment of Henderson Street by the City Council.

(8) That your Petitioners are the owner in fee simple of Plat 22, lot 351 and Plat 46, lot 591 as shown on the accompanying plan.

(9) That your Petitioners have repowered the Manchester Street Station in Providence at a cost of approximately \$500 million (the "Project").

FILED

JUL 16 10 46 AM '98
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution

Barbara A. Gaurin
3/30/99 Clerk

THE COMMITTEE ON

Patricia Nash
Recommends *P.H.*
Barbara A. Gaurin
10/14/98 Clerk

(P.H. Yell)

From the Clerk's Desk 12/9/98 (Continued)

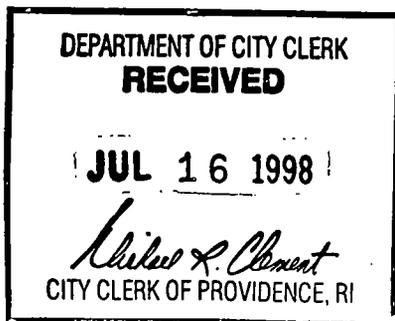
IN CITY COUNCIL
AUG 6 1998
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS
Michael R. Clement
CLERK

(10) That as part of the Project, Narragansett and NEP (the "Companies") have constructed a public park south of the Fox Point Hurricane Barrier ("Collier Point Park").

(11) That the abandonment of Henderson Street by the City of Providence will enable the Companies to control access to Collier Point Park at night and in inclement weather, thereby protecting the public health and safety.

(12) That the other abutters on Henderson Street, C.H. Sprague & Son (owner of Plat 46, lot 160), and John A. Simourian and Michele Simourian, Trustees (owners of Plat 22, lot 243) support the abandonment as appears in the letters attached hereto.

WHEREFORE, your Petitioners respectfully pray that Henderson Street as shown on the accompanying plan be deemed no longer useful to the public and that said Henderson Street be abandoned as a public highway in accordance with the provisions of R.I.G.L. §24-6-1 et seq.



Abandonment of Henderson Street
Narragansett Electric Company
Citizens Bank
Check #1728 - \$75.00

Respectfully submitted,

The Narragansett Electric Company

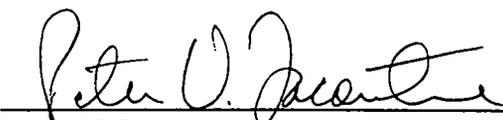
By: 
Lawrence J. Reilly, President
280 Melrose Street
Providence, RI 02907

New England Power Company

By: 
Andrew H. Aitken, Vice President
25 Research Drive
Westborough, MA 01582

By their Attorneys,

Peabody & Brown


Peter V. Lacouture
One Citizens Plaza
Providence, Rhode Island 02903
Tel: (401) 454-1011

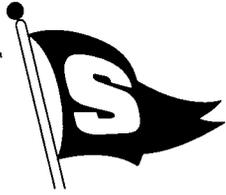
July 15, 1998

PRO: 6316_1

MEMORANDUM FOR THE DIRECTOR
GENERAL INVESTIGATIVE DIVISION

8PPJ JUL

[Handwritten signature]



SPRAGUE ENERGY

One Parade Mall, Portsmouth, NH 03801
TEL: (603) 431-1000 FAX: (603) 431-3018

ROBERT K. BLANCHARD
VICE PRESIDENT
TERMINAL OPERATIONS

November 21, 1996

Providence City Council
City Hall
Providence, RI 02903

Dear City Council Members:

The purpose of this letter is to express the support of Sprague Energy Corp. ("Sprague") for the Petition for Abandonment of Henderson Street filed by The Narragansett Electric Company and New England Power Company (the "Companies").

The repowering of the Manchester Street Station and the construction of Collier Point Park south of the hurricane barrier have greatly improved the area. The abandonment of Henderson Street will enable the Companies to control access to the park for the benefit of all involved. For this reason, Sprague wholeheartedly supports the abandonment of Henderson Street.

Should you need any additional information, please feel free to contact me.

Very truly yours,

Bob Blanchard
VP Terminal Operations

RKB:acm
prov1016.doc

Lily Transportation Corp.
145 Rosemary Street
Needham MA 02194
Telephone: 781-449-8811
Facsimile: 781-449-7128
<http://www.lily.com>



May 28, 1998

Providence City Council
City Hall
Providence, RI 02903

Re: Henderson Street Abandonment

Dear City Council Members:

We are writing as Trustees of the JAS Providence Realty Trust, owner of the property occupied by Lily Transportation Corp. at the corner of Allens Avenue and Henderson Street. We urge the Council to approve the Petition for Abandonment of Henderson Street filed by The Narragansett Electric Company and New England Power Company (the "Companies").

The re-powering of the Manchester Street Station and the construction of Collier Point Park south of the hurricane barrier have greatly improved the area. The abandonment of Henderson Street will enable the Companies to control access to the park for the benefit of all involved. For this reason, we wholeheartedly support the abandonment of Henderson Street.

Please contact me if you need any additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Simourian". The signature is written in a cursive, somewhat stylized script.

John A. Simourian
Trustee

A handwritten signature in black ink, appearing to read "Michele B. Simourian". The signature is written in a cursive, somewhat stylized script.

Michele B. Simourian
Trustee

JAS/kmo/ajr

REVISIONS

DATE	REV.	DATE	DESCRIPTION	MADE	CHK'D.	SUPV.	INSP.	REV'D.	APV'D.	APV.
	1									
	2									
	3									
	4									
	5									
	6									
	7									
	8									

CRARY STREET

S18° 21'11"E 724±
ALLENS AVENUE

PLAT 22 LOT #243
TRUSTEES OF JAS
PROVIDENCE REALTY TRUST

PLAT 22 LOT #351
NEW ENGLAND POWER CO.
NARRAGANSETT ELECTRIC CO.

41.71'
HENDERSON STREET (TO BE ABANDONED)

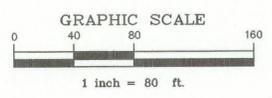
PLAT 46 LOT #160
C. H. SPRAGUE AND SON CO.

N87° 37' 01"E 919±

S87° 37' 01"W 813±

101.69'
S66°02'43"W

PLAT 46
LOT #591



WARNER B. GOFF
No. 1641
PROFESSIONAL
LAND SURVEYOR

THIS BOUNDARY SURVEY AND PLAN CONFORM TO A CLASS 1 STANDARDS AS ADOPTED BY THE RHODE ISLAND BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS.

1/27/98 DATE
Warner B. Goff SIGNATURE

NEW ENGLAND POWER SERVICE COMPANY
PART OF NEW ENGLAND ELECTRIC SYSTEM
WESTBOROUGH, MA

NEW ENGLAND POWER COMPANY
AND
THE NARRAGANSETT ELECTRIC COMPANY
REPOWERING OF MANCHESTER STREET STATION, PROVIDENCE, R.I.
PROPOSED ABANDONMENT OF
HENDERSON ST., PROVIDENCE, R.I.
SCALE: 1"=80' DATE: JANUARY 27, 1998

INCHES ON ORIGINAL

INCHES ON ORIGINAL

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 HENDERSON STREET.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
22	243	Providence Realty Trust John Simourian 145 Rosemary Street Needham Heights, MA 02194
22	351	Narragansett Electric Company 280 Melrose Street Providence, RI 02907
46	160	C.H. Sprague & Son Company 195 Hanover Street Portsmouth, NH 03801
46	591	Narragansett Electric Company 280 Melrose Street Providence, RI 02907

PETITIONER

Lawrence J. Reilly, President
Narragansett Electric Company
280 Melrose Street
Providence, RI 02907

Ralph Guglielmino 9/28/98
Ralph Guglielmino, City Sergeant

Councilwoman Balbina A. Young
Ward 9

COLONEL URBANO
PRIGNANO Jr.

Chief of Police



VINCENT A. CIANCI, JR.

Mayor

**PROVIDENCE POLICE DEPARTMENT
TRAFFIC BUREAU**

Lieutenant Kenneth M. Cohen, Commanding

September 9, 1998

TO: Barbara Poirier
FROM: Lieutenant Kenneth M. Cohen, Traffic Bureau
SUBJECT: Abandonment of Property

Barbara,

I have reviewed the request by Narragansett Electric Co. And New England Power Co., for the abandonment of Henderson Street. Currently, Narragansett Electric maintains Collier Point Park which is at the end of Henderson Street. The street itself is a dead end, and is only used by their personnel and the City Public Works Dept. For the hurricane barrier.

I do not feel that this abandonment will have an adverse affect on the police department.

I do not feel that the police department would have an objection to this proposal.

Respectfully,

Lieutenant Kenneth M. Cohen
Commander, Traffic Bureau

FILED

SEP 9 10:47 AM '98

DEPT. OF SOCIAL WELFARE
PROVIDENCE, R.I.

James F. Rattigan
Chief of Department
David D. Costa
Fire Marshal

Vincent A. Cianci Jr.
Mayor
John J. Partington
Commissioner



PROVIDENCE FIRE PREVENTION BUREAU

"Smoke Detectors Save Lives"

September 25, 1998

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

Re: Abandon a Portion of Henderson Street

Dear Chairman Clarkin,

After review of the proposal to abandon a portion of Henderson Street for the purpose of controlling access to Collier Point Park at night and during inclement weather (see attached), the Fire Department has no objection provided no permanent barriers are constructed that would prevent Fire Department access during an emergency.

A handwritten signature in black ink, appearing to read "David D. Costa".

David D. Costa
Fire Marshal

Ferdinand C. Ihenacho, P.E.

Director



M. Clement

VINCENT A. CIANCI, JR.

Mayor

Department of Public Works

"Building Pride In Providence"

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

Sept. 10, 1998

Re: Proposed Abandonment
Henderson Street

Dear Councilman Clarkin:

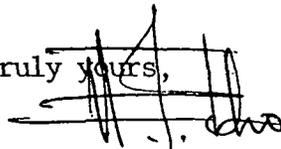
This Department has no objection to the proposed abandonment of Henderson St., as shown on the accompanying plan, entitled "Providence, R.I., P.W. Dept.-Engineering Office, Street Line Section, Plan No. 064612, Date: Aug. 27, 1998."

Area designated for abandonment is shown as "cross-hatched" area on the accompanying plan, defined by the letters A-B-C-D-A. It is noted that a FULL SEWER EASEMENT will be required relative to a 38" inch Narragansett Bay Commission line in said portion of Henderson St.

A list of abutting property owners is attached herewith. Total square footage relative to the proposed abandonment is +- 34,490'. Lot numbers indicated on the above referenced plan were taken from City of Providence, A.P. 22 and 46.

If we can further assist, please advise.

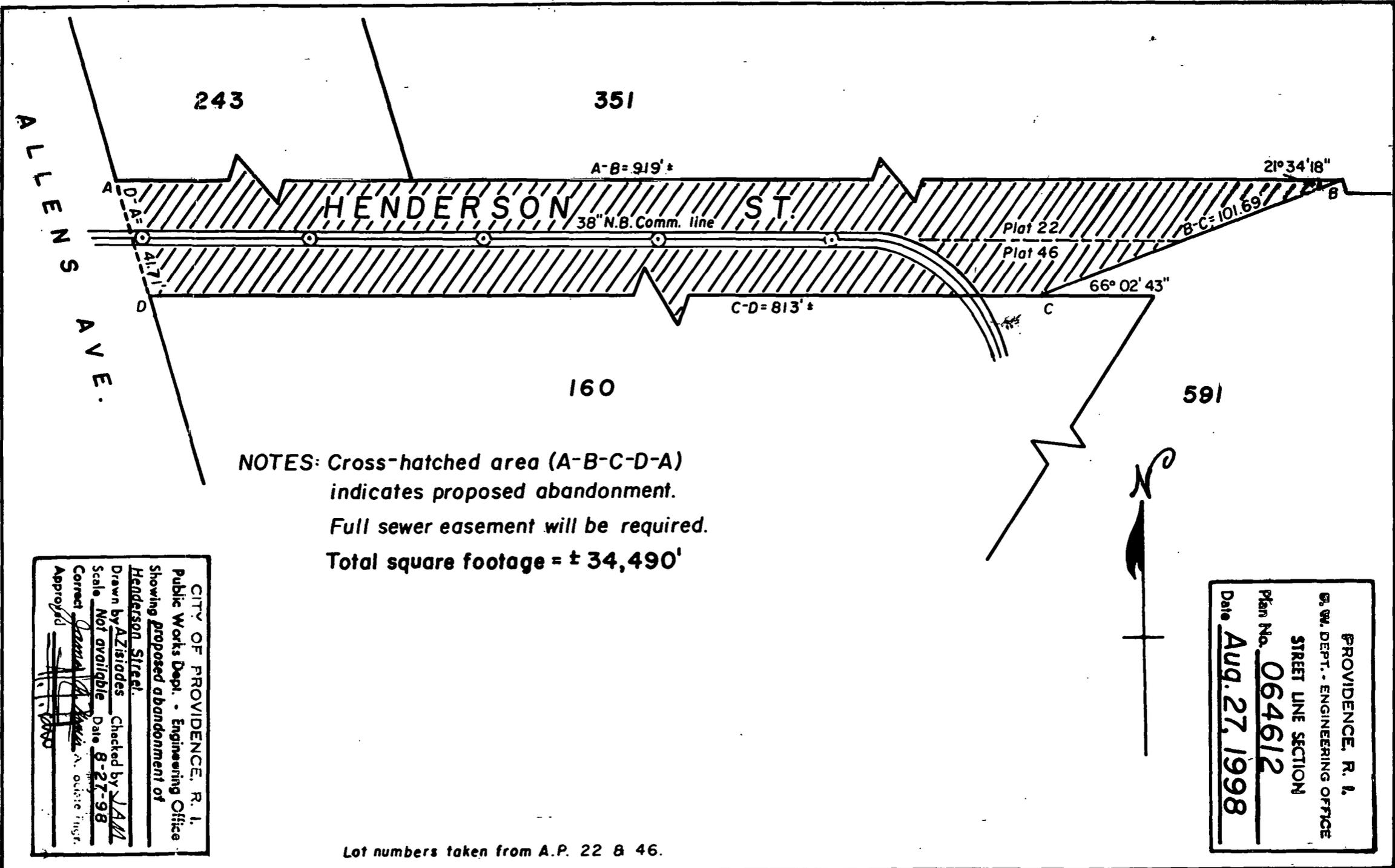
Very truly yours,


Ferdinand C. Ihenacho, P.E.
Director

CC: M. Clement-City Clerk ✓
J. D'Amico, Esq.
G. Florio
JEM
JLC
SZ

700 Allens Avenue ● Providence, Rhode Island 02905

(401) 467-7950 (Voice) ● 751-0203 (TDD) ● 941-2567 (Facsimile)



NOTES: Cross-hatched area (A-B-C-D-A)
 indicates proposed abandonment.
 Full sewer easement will be required.
 Total square footage = ± 34,490'

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing proposed abandonment of
 Henderson Street.
 Drawn by AZisides Checked by JAM
 Scale Not available Date 8-27-98
 Correct *[Signature]* Date 8-27-98
 Approved *[Signature]* Date 8-27-98

PROVIDENCE, R. I.
 CIV. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064612
 Date Aug. 27, 1998

Lot numbers taken from A.P. 22 & 46.

PROPOSED ABANDONMENT OF
HENDERSON STREET

PLAT 22 LOT 243 PROVIDENCE REALTY TRUST
John Summerian, 145 Rosemary St. Needham
Mass. 02194
LOT 351 NARRAGANSETT ELECTRIC CO.
280 Melrose Street, Prov. RI 02907

PLAT 46 LOT 160 C.H. SPRAGUE & SON CO.
195 Hanover St. Easton, N.H. 03801
LOT 591 NARRAGANSETT ELECTRIC CO.

Notes
page 9

ARMANDO PARILLO
Chairman
JOEL D. LANDRY, II, ESQ.
Vice Chairman
ROBERT J. KILDUFF, ESQ., P.E.
Secretary
FERNANDO S. CUNHA, ESQ.
Legal Advisor
BOYCE SPINELLI
Ex-Officio



VINCENT A. CIANCI, JR.
Mayor
RICHARD O. RAFANOVIC, P.E.
General Mgr./Chief Engr.
JOSEPHINE DIRUZZO
City Councilwoman
EVELYN V. FARGNOLI
Council President
MARY A. NOCERA
Member
JOSEPH D. CATALDI
Member

September 29, 1998

Mr. Michael Clement
City Clerk
City Hall
25 Dorrance Street
Providence, R.I. 02903

SUBJECT: Petition for Street Abandonment
Henderson Street
Providence, R. I.

Dear Mr. Clement:

We have received a copy of the Petition to the City Council for the abandonment of a Henderson Street to review as to the potential impact on the Providence Water system. Our records indicate that this street has in place a Providence Water 6" main and a 12" main as well as several water service lines and three fire hydrants located on the street.

Providence Water has no objections to the proposed abandonment provided the following stipulations are included in the final abandonment resolution:

1. The Petitioner grant a full utility easement to Providence Water to maintain, construct, repair, etc. the existing water main and appurtenances, and that no permanent construction, whatsoever, be allowed within the easement. Wording of the easement shall be subject to review by Providence Water as to form and content.
2. In addition, pursuant to a conversation with Mr. Bill Fredda, Narragansett Electric will accept responsibility for final road restoration in the event that Providence Water needs to work in the abandonment area.
3. The public fire hydrants will remain on private property and will continue to be subject to the Hydrant Rental Fee paid by the Providence Fire Department.

If you have any questions, please feel free to contact me at 521-6300 Ext. 7244

Respectfully,

PROVIDENCE WATER SUPPLY BOARD

Richard O. Rafanovic, P.E.
Chief Engineer & General Manager

A handwritten signature in black ink, appearing to read "Peter McLaughlin".

By: Peter McLaughlin
Regulatory Services Program Manager

cc: P. Gadoury, P.E.
R. Kilduff, P. E.
Petitioner
File

NANCY L. DERRIG
Superintendent of Parks



VINCENT A. CIANCI, JR.
Mayor

Department of Public Parks

"Building Pride In Providence"

December 9, 1998

Providence City Council
City Hall
Providence, RI 02903

Dear Honorable Council Members:

The Parks Department has no objections to the proposed abandonment of Henderson Street. The abandonment will help control access to the Collyer Point Park.

Sincerely,

A handwritten signature in cursive script that reads "Robert F. McMahon" with a small "cc" written below the name.

Robert F. McMahon
Deputy Director

RFM/ml

cc: Nancy L. Derrig, Superintendent
John A. Izzo

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, Director

DATE: 10/26/98

RE: **PROPOSED ABANDONMENTS**

Request: To abandon a portion of Henderson Street.

A handwritten signature in black ink, appearing to be "Irene J. Testa", written over the "Request" line.

Disposition: No objection to said abandonment.

MEMORANDUM

DATE: December 9, 1998

TO : Michael Clement, City Clerk

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

RE : Henderson Street Abandonment

Pursuant to your request I have completed an appraisal of the above abandonment. Given the restrictions placed on the parcel it must remain open to the public and a full sewer easement, the value is as follows:

34,490 sq. ft. @ 1.00 per ft. = \$34,490.00

Chair

Mayor



PROVIDENCE CITY PLAN COMMISSION

"Planning the Future of Providence"

October 15, 1998

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

ATTENTION: Mr. Michael R. Clement, City Clerk

Re: CPC Ref. No. 3132. Petition to abandon Henderson Street.

Dear Councilman Clarkin:

The City Plan Commission at its regular meeting on Thursday, September 24, 1998, reviewed and evaluated the request from the Committee on Public Works for the proposed abandonment of Henderson Street. The petitioner is the Narragansett Electric Company. Narragansett Electric Company owns Lot 351 on Assessor's Plat 22 and abutting Lot 591 on Assessor's Plat 46.

Henderson Street is a dead-end street with a well maintained park, known as Collier Point Park, located at its terminus. Narragansett Electric requests the abandonment in order to control access at night and in inclement weather to Collier Point Park, thereby protecting the public health and safety.

The Commission has reviewed and evaluated the request for consistency with the City's Comprehensive Plan. The Commission found the proposed abandonment is consistent with *Providence 2000: The Comprehensive Plan*.

The Commission would advise the Committee on Public Works to approve the proposed abandonment, subject to a signed agreement to establish a perpetual easement for public access during the park's operational hours and install a warning sign that informs the public the front gates closing time. Therefore, the City Plan Commission voted to recommend that the City Council approve the abandonment of Henderson Street.

Regards,

A handwritten signature in black ink, consisting of a large, stylized 'T' and 'D' followed by a horizontal line and a long, sweeping flourish extending to the right.

Thomas E. Deller, AICP
Deputy Director

cc: George Calcagni, Chair
Lawrence J. Reilly, President, Petitioner
Peter V. Lacouture, Esquire, for the Petitioner

3132 - Public Works Committee



Narragansett Electric
A NEES company

November 2, 1998

BY FAX AND U.S. MAIL

Ms. Barbara A. Poirier
Department of City Clerk
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Re: Petition to Abandon a Portion of Henderson Street

Dear Ms. Poirier:

The Narragansett Electric Company (NEC) presently has overhead and underground facilities situated within the portion of Henderson Street which is proposed for abandonment. NEC has no objection to this proposal provided that in the event the street is abandoned, an easement acceptable to NEC is granted to allow for the operation and maintenance of NEC facilities in their existing locations.

If you have any questions feel free to call me at 401-784-7209.

Sincerely,

Michael D. DiNezza
Senior Real Estate Representative

cc: Peter V. Lacouture, Esq. (Peabody & Brown)



Henderson St.

September 15, 1998

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

Dear Councilman Clarkin:

Providence Gas Company has no facilities within the below listed streets and therefore has no objection to the abandonment of this streets:

Henderson Street
Aleppo Street
Broadway

From Bosworth Street to Sheridan Street
Greene Street to Empire Street

Sincerely,

Thomas Gavula /ws
Thomas Gavula
Director
Engineering

cc: file

Bell Atlantic - New England
Right of Way Department
85 High Street
Pawtucket, RI 02860
401 727-9555



August 31, 1998

Providence City Council
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

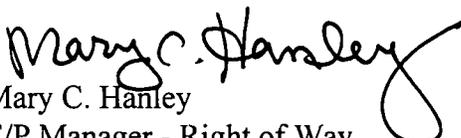
Attn: Robert Clarkin

RE: PETITION TO ABANDON HENDERSON STREET

Dear Sir:

Upon investigation it has been determined that Bell Atlantic has no facilities on the proposed site to be abandoned.

Very truly yours,


Mary C. Hanley
E/P Manager - Right of Way

FILED

SEP 15 9 48 AM '98

DEPT. OF CLERK
PROVIDENCE, R.I.

resolution
RESOLUTION OF THE CITY COUNCIL

No. 232

Approved April 23, 1999

RESOLVED, DECREED AND ORDERED

That the following-named street shown as a cross-hatched area on the accompanying map entitled "Providence, Rhode Island, Department of Public Works - Engineering Office, street line Section Plan No. 064612 dated August 27, 1998."

Viz: Henderson Street shown as a cross-hatched area on the 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. 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 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;

2. The petitioner shall convey an easement acceptable to the Providence Water Supply Board 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 in writing agree to each of the conditions to which reference is made in that communication from the Providence Water Supply Board dated 29 September 1998 and which states as follows: "(A) Narragansett Electric will accept responsibility for final road restoration in the event that the Providence Water Supply Board needs to work in the abandoned area; (B) The public fire hydrants will remain on private property and will continue to be subject to the Hydrant Rental Fee paid by the Providence Fire Department."

4. The Petitioner shall meet with the Fire Marshal of the Providence Fire Department and enter into an agreement satisfactory to said department so as to

alleviate any concerns of the Providence Fire Department as expressed in their communication dated 25 September 1998 making reference to access;

5. The petitioner shall convey an easement acceptable to the Narragansett Bay Commission 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;

6. The petitioner shall meet each of the conditions to which reference is made in the communication from the Providence City Plan Commission dated 15 October 1998 which states as follows: "(A) The abandonment is subject to a signed agreement to establish a perpetual easement for access during the Park's operational hours; (B) The petitioner installs a warning sign that informs the public of the front gates closing time."

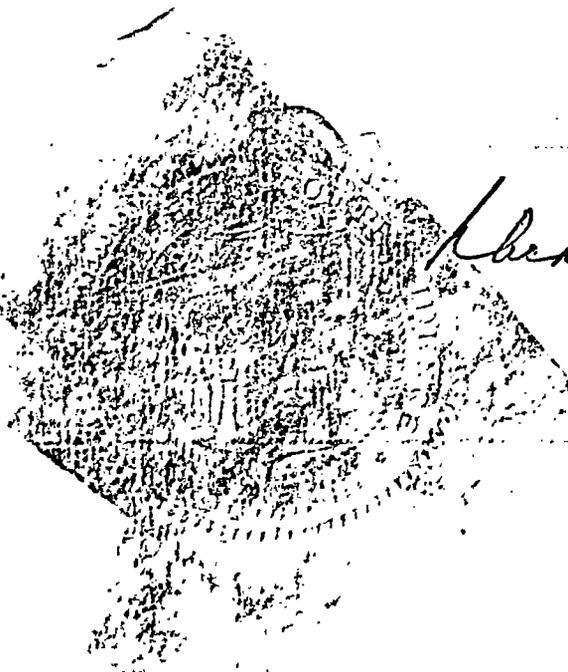
7. In light of the continued maintenance of the so-called Collyer Park, the customary fees are waived.

ORDERED, That the Traffic Engineer 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.

A true copy,

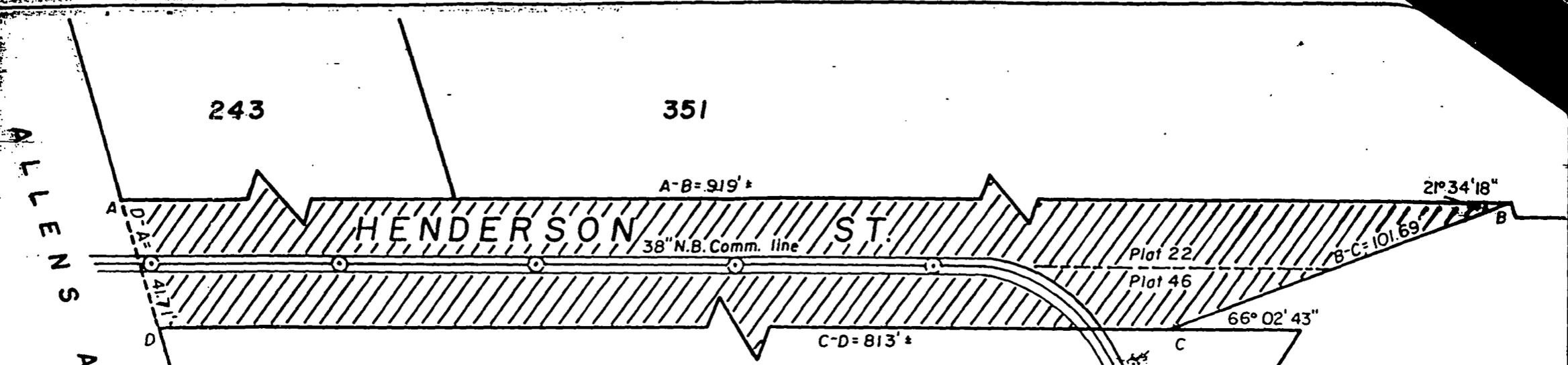
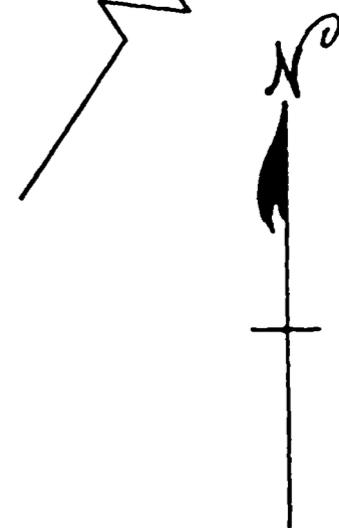
Attest:


Michael R. Clement

Michael R. Clement
City Clerk

BK4082PG079

PROVIDENCE, R. I.
 E. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064612
 Date Aug. 27, 1998



NOTES: Cross-hatched area (A-B-C-D-A)
 indicates proposed abandonment.
 Full sewer easement will be required.
 Total square footage = ± 34,490'

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed abandonment of
 Henderson Street.
 Drawn by AZI/stades Checked by JAM
 Scale Not available Date 8-27-98
 Corrected *[Signature]* Approved *[Signature]*

Lot numbers taken from A.P. 22 & 46.

Received for Record at *[Signature]* in
 MAY 12 1999
 Register of Deeds

C 4082/ 77-79

19259

RECEIVED FOR RECORD
AT 2 O'CLOCK 56 MIN. PM
Providence, R.I.

MAY 12 1999

Witness: Robert Z. Riccio
Recorder of Deeds

Fee _____

JUN 10 9 25 AM '99
DEPT. OF PUBLIC HEALTH
PROVIDENCE, R.I.

FILED