

RESOLUTION OF THE CITY COUNCIL

No. 474

Approved September 12, 1996

IT IS HEREBY RESOLVED, That His Honor, the Mayor, is authorized to grant an underground easement below Planet Street in the City of Providence to Rhode Island School of Design. Said easement shall be granted specifically upon the following conditions and within the following provisions:

1. Said easement shall be appropriate only for the installation and maintenance of computer cables. Said easement shall not exceed the area indicated on the accompanying map attached and marked as Exhibit A and shall in no way interfere with the public right-of-way.

2. The Engineering Section of the Department of Public Works shall by letter to the City Clerk identify and confirm the perimeter of the easement area defined in said map. Such determination by the Department of Public Works shall be final and Rhode Island School of Design shall accept those dimensions.

3. Any breakout necessary for installation and/or repair or replacement shall be resurfaced/rehabilitated to the approval of the Director of the Department of Public Works.

4. Said easement shall be deemed to run with the land and shall operate against any successors in title and the easement or a memorandum of same shall be recorded in the Office of Land Records for the City of Providence.

5. Rhode Island School of Design shall execute an indemnification and hold-harmless agreement approved by the Department of Law of the City of Providence.

6. Rhode Island School of Design shall supply the City of Providence with an insurance policy naming said City of Providence as an additional-named insured in a sum not less than one hundred thousand dollars (\$100,000.00), which policy shall be approved by the Department of Law of the City of Providence.

IN CITY COUNCIL
SEP 5 1996
READ AND PASSED
Evelyn V. Fargnoli
PRES.
Michael S. Clement
CLERK

APPROVED
SEP 12 1996
Ann A. Cianci
MAYOR

7. Rhode Island School of Design shall not construct or affix to the realty any temporary or permanent structure.

8. Rhode Island School of Design shall, with the commencement of construction, submit for the approval of the Providence Water Supply Board, an engineering plan. Said plan shall depict the exact location of the crossing and a vertical cross-section showing the separation of proposed cables with respect to the Water Supply Board's existing lines.

9. The construction, laying and maintenance of the computer cable shall in no way interfere with existing utilities located at the situs but shall be placed so as to accommodate safely existing utilities.

10. By undertaking any construction or engaging in any conduct in furtherance of the cable installation, Rhode Island School of Design specifically acknowledges that the City is in the process of implementing a fee schedule applicable to the cable installation of the type sought by Rhode Island School of Design. Rhode Island School of Design further agrees to tender those fees which the City might implement with respect to such cable installation upon the adoption of that fee schedule. Additionally, Rhode Island School of Design affirmatively assents to such prospective charges so as to begin construction forthwith and avoid costly delays.

11. The City Plan Commission shall, by communication addressed to the Office of the City Clerk, indicate that it has no objection to the Rhode Island School of Design proposal.

12. Said easement shall be subject to a right of reverter/right of reversion in the event that the situs of the easement is no longer utilized for the aforestated purposes.

13. Such other terms and conditions as may be reflected in the record and minutes of the City Council Committee of Public Works and such terms and conditions as may be deemed appropriate by the Mayor and Department of Law of the City of Providence.

IN CITY COUNCIL

Aug 1 1996
FIRST READING

REFERRED TO COMMITTEE ON

*Public Works &
City Property*

Michael R. Glavin
CLERK

THE COMMITTEE ON
CITY PROPERTY

Approves Passage of
The Within Resolution

- Jintley

Barbara A. Pavia

Clerk

AUG 5 1996

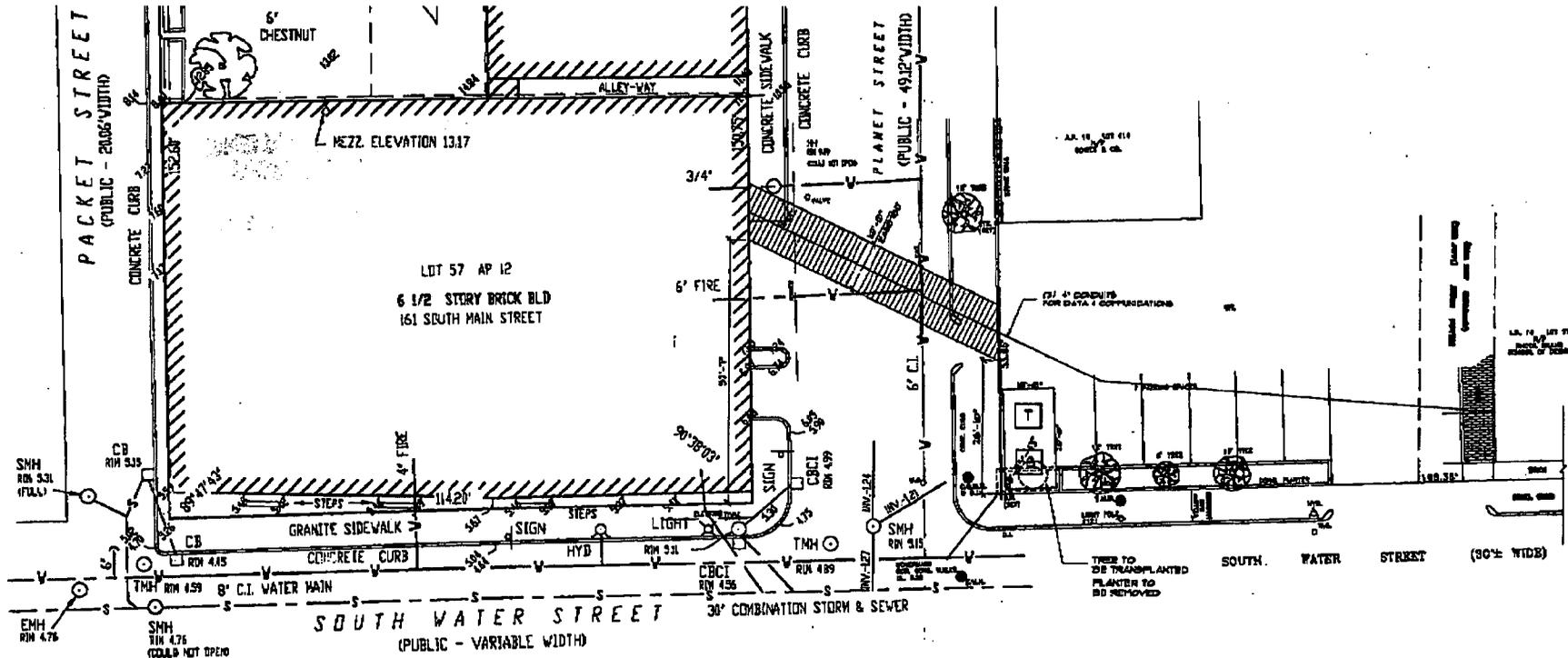
THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

Barbara A. Pavia

Clerk

AUG 5 1996

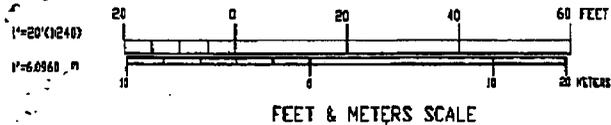


EASEMENT PLAN

1" = 20'-0"

NOTE:
 UNDERGROUND UTILITIES SHOWN ARE PLOTTED FROM PLANS FURNISHED TO THIS OFFICE BY THE LOCAL UTILITY COMPANIES. THESE PLANS ARE AND SHOULD BE ASSUMED AS APPROXIMATE ONLY. THE APPROPRIATE PUBLIC UTILITY COMPANIES AND "DIG SAFE" SHOULD BE CONSULTED BEFORE ANY WORK IS BEGUN

BENCH MARK
 LOCAL NO.397 NORTH WEST CORNER GRANITE STEP AT SOUTH MAIN AND POWER STREET EL.19.534

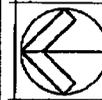


SURVEY OF LAND AT
 161 SOUTH MAIN STREET
 PROVIDENCE, RHODE ISLAND
 DATED DECEMBER 1959
 SCALE 1" = 20'
 THE BALDWIN ENGINEER

SURVEY OF LAND
 RHODE ISLAND SCHOOL OF DESIGN
 A.P. 16 PORTION OF LOT 57
 241 SOUTH MAIN STREET PROVIDENCE, RHODE ISLAND
 WATERMAN ENGINEERING CO.
 CIVIL ENGINEER - SURVEYOR
 EAST PROVIDENCE, RHODE ISLAND



James Barnes Architect
 24 South Main Street
 Providence, R.I. 02903
 402-37-0000



Renovations to
 161 South Main St.
 for the Rhode Island School of Design

JULY 28, 1998

West Corner:
 DATA BENCHMARK PLAN

SK-C2

"EXHIBIT A"

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

LITTLE BULMAN & REARDON, P.C.

Attorneys

The Joseph Brown House
50 South Main Street
Providence, Rhode Island 02903
(401) 272-8080
Facsimile (401) 521-3555
Email CLITTL00@counsel.com

Christopher H. Little*
John E. Bulman*
Michael W. Reardon*
Fran R. Robins Liben*

J. Michael Keating, Jr.
Of Counsel

*Also admitted in Massachusetts

July 26, 1996

Hand Delivered

Mr. Michael R. Clement
City Clerk
25 Dorrance Street
Room 311
Providence, RI 02903

RE: Petition for an Easement by Rhode Island School of Design

Dear Mr. Clement:

This office represents the Rhode Island School of Design ("RISD"). The purpose of this letter to request that the herein described matter be placed on the Docket for consideration by the Providence City Council at its meeting on Thursday August 1, 1996. Attached to this letter please find six (6) copies of a drawing entitled "Easement Plan" which sets out the location of the requested easement.

RISD is currently engaged in a construction project known as Rehabilitation of 161 South Main Street in Providence (the "Project"). The general contractor for the Project is E.W. Burman, Inc. In conjunction with the Project, RISD wishes to run computer cable from its building at 161 South Main Street to its building at 231 South Main Street. The requested easement would run across Planet Street as noted on the attached drawing. The easement would connect two properties owned by RISD; Assessor Plat 12, Lot # 57 to Assessor Plat 16, Lot # 27.

RISD will supplement this information as requested. If you have any questions, or if you need any additional information please contact me at the above phone number.

Sincerely,



Michael W. Reardon

The Honorable Robert Clarkin
John D'Amico, Esq.

med\risd\7haney.doc

BOSTON OFFICE

The Bulfinch Building 47 Thorndike Street Cambridge, Massachusetts 02141 (617) 494-8070

FILED

JUL 26 2 45 PM '96

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

IN CITY COUNCIL
AUG 1 1996

FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

*Committee on City
Projects, Parks*

Michael R. Clement CLERK

THE COMMITTEE ON
PUBLIC WORKS

Approves Passage of
The Within Resolution

and

Barbara O. Cozzie

8/5/96

Clerk

THE COMMITTEE ON
CITY PROPERTY

Approves Passage of
The Within Resolution

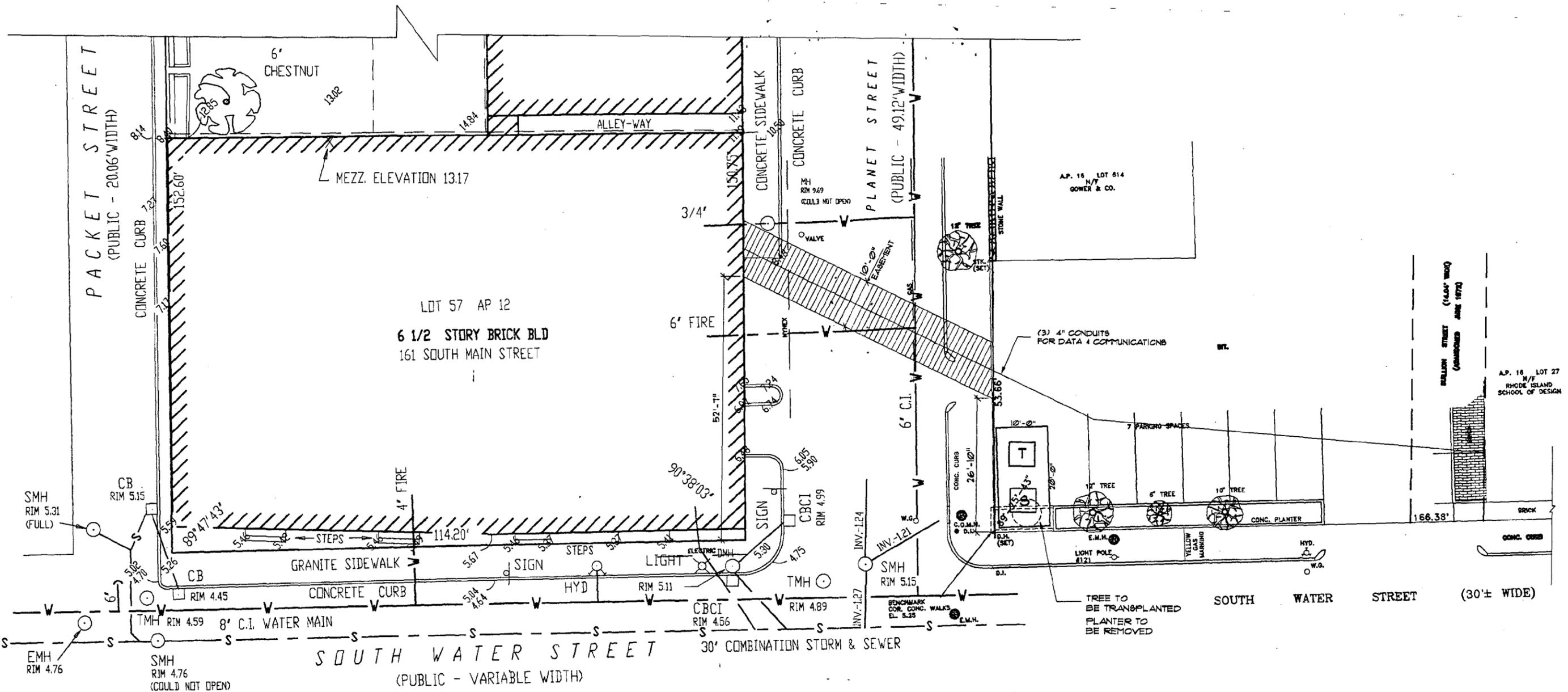
Resolution

Barbara O. Cozzie

8/5/96

Clerk

From The Clerk's Desk

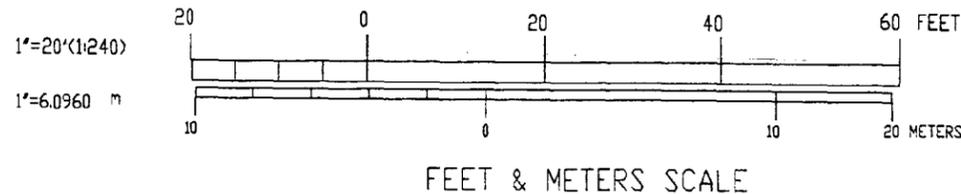


EASEMENT PLAN

1" = 20'-0"

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BENCH MARK
 LOCAL NO.397 NORTH WEST CORNER GRANITE STEP AT SOUTH MAIN AND POWER STREET EL.19.534



SURVEY OF LAND AT
161 SOUTH MAIN STREET
 PROVIDENCE, RHODE ISLAND
 DATE: DECEMBER 10, 1995
 SCALE: 1" = 20'

THE
GUILLETTE CORPORATION

NO.	DATE	REVISION	BY

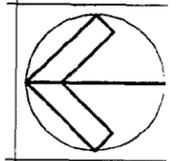
SURVEY OF LAND

RHODE ISLAND SCHOOL OF DESIGN
 A.P. 16 PORTION OF LOT 27
 231 SOUTH MAIN STREET PROVIDENCE RHODE ISLAND

WATERMAN ENGINEERING CO.
 CIVIL ENGINEERS - SURVEYORS
 EAST PROVIDENCE RHODE ISLAND

APRIL 1996
 V.M.
 C.W.B.

James Barnes Architect
 14 Imperial Place
 Providence, RI 02903
 401-781-2800

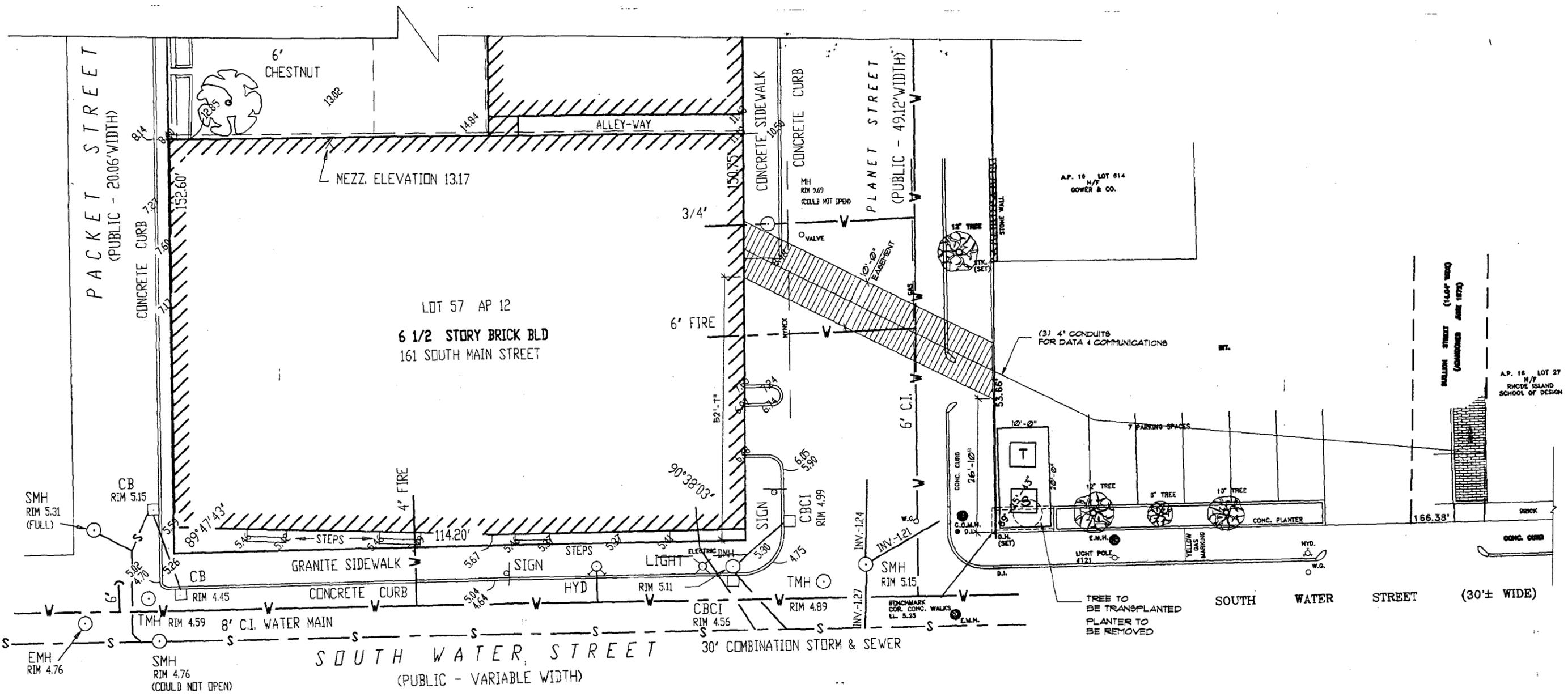


Renovations to
161 South Main St.
 for the Rhode Island School of Design

JULY 25, 1996

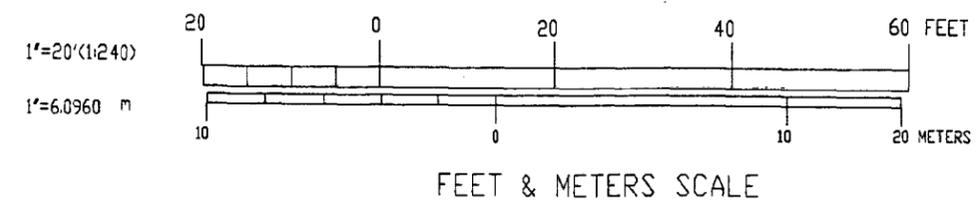
Sheet Contents:
 DATA EASEMENT PLAN

SK-C2



EASEMENT PLAN

1" = 20'-0"



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SURVEY OF LAND AT
161 SOUTH MAIN STREET
 PROVIDENCE, RHODE ISLAND
 DATE: DECEMBER 10, 1995
 SCALE: 1" = 20'

THE
GUILLETTE CORPORATION

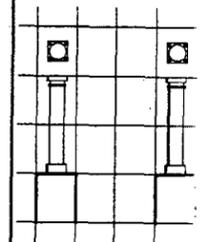
NO.	DATE	REVISION	BY

SURVEY OF LAND

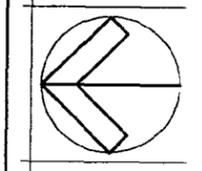
RHODE ISLAND SCHOOL OF DESIGN
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 CIVIL ENGINEERS - SURVEYORS
 EAST PROVIDENCE RHODE ISLAND

APRIL 1995
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 C.W.S.



James Barnes Architect:
 14 Imperial Place
 Providence, RI 02903
 401-781-2800

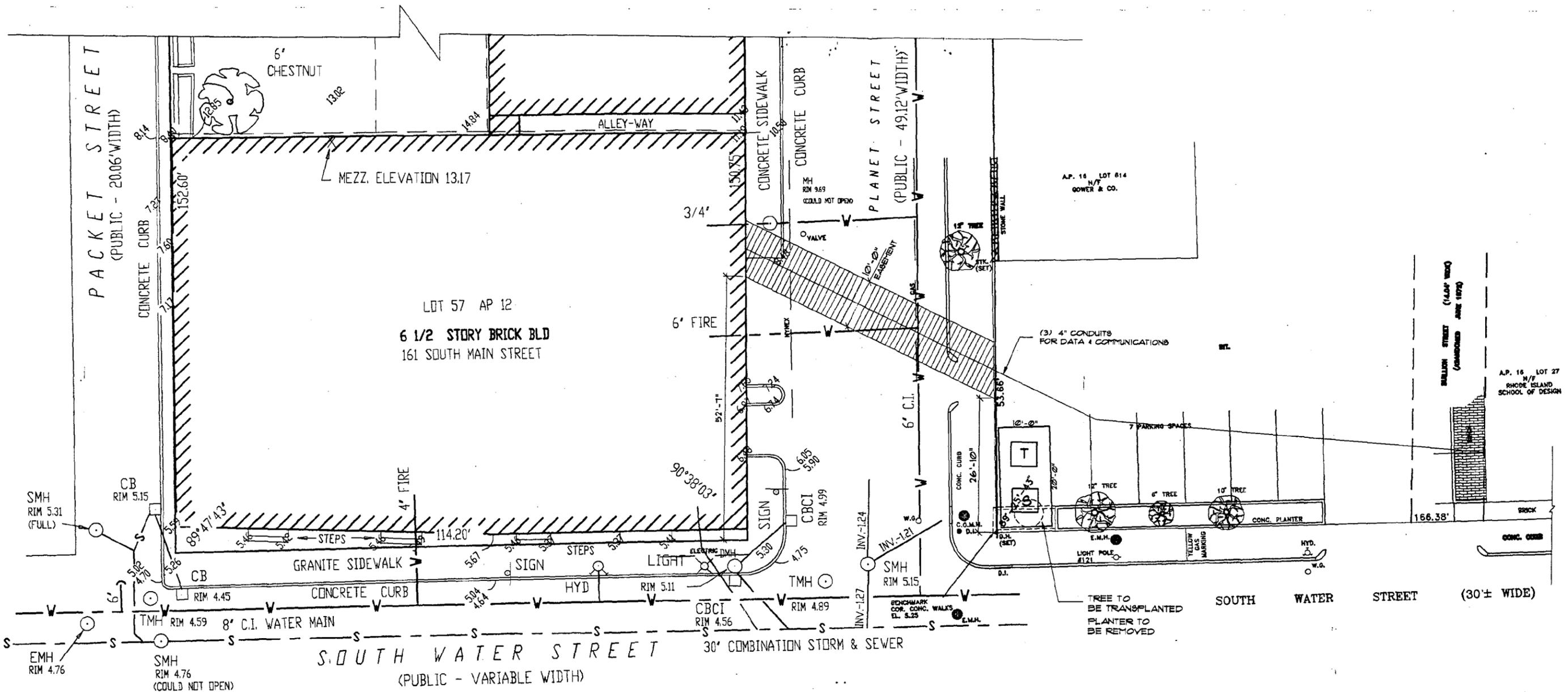


Renovations to
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 for the
 Rhode Island School of Design

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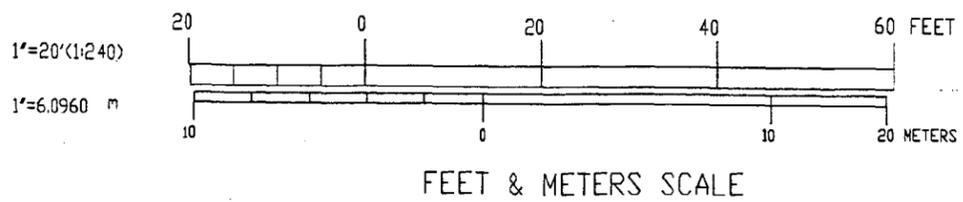
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 SCALE: 1" = 20'

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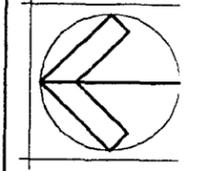
SURVEY OF LAND

RHODE ISLAND SCHOOL OF DESIGN
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WATERMAN ENGINEERING CO.
 CIVIL ENGINEERS - SURVEYORS
 EAST PROVIDENCE RHODE ISLAND

APRIL 1996
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 Providence, RI 02903
 401-781-2800

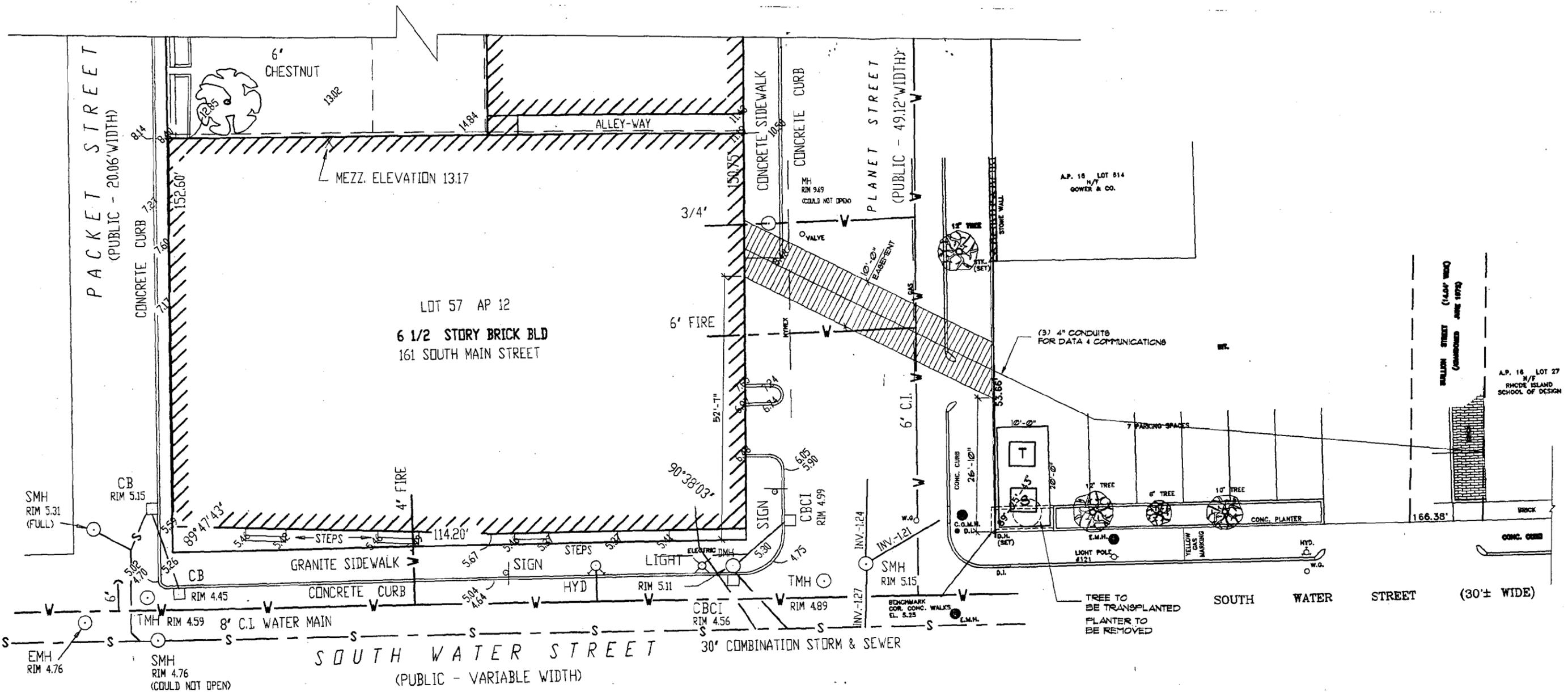


Renovations to
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JULY 28, 1996

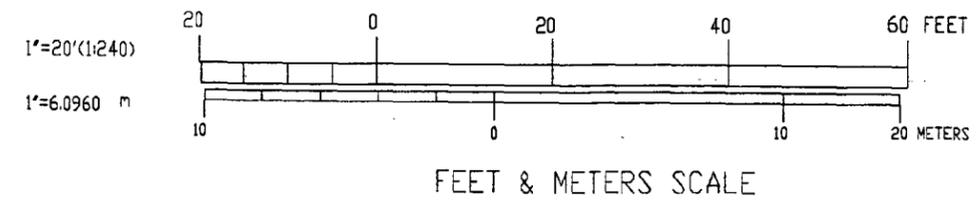
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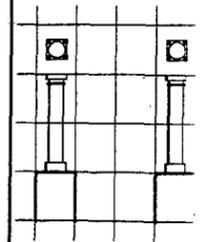
SURVEY OF LAND AT
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PROVIDENCE, RHODE ISLAND
DATE: DECEMBER 10, 1995
SCALE: 1" = 20'

THE GUILLETTE CORPORATION
GC

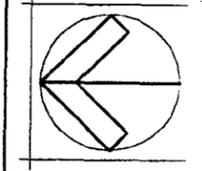
NO.	DATE	REVISION	BY

SURVEY OF LAND
 PSE.059
 APRIL 1995
 V.M.
 C.W.B.

WATERMAN ENGINEERING CO.
 CIVIL ENGINEERS - SURVEYORS
 EAST PROVIDENCE RHODE ISLAND



James Barnes Architect:
 14 Imperial Place
 Providence, RI 02903
 401-781-2800

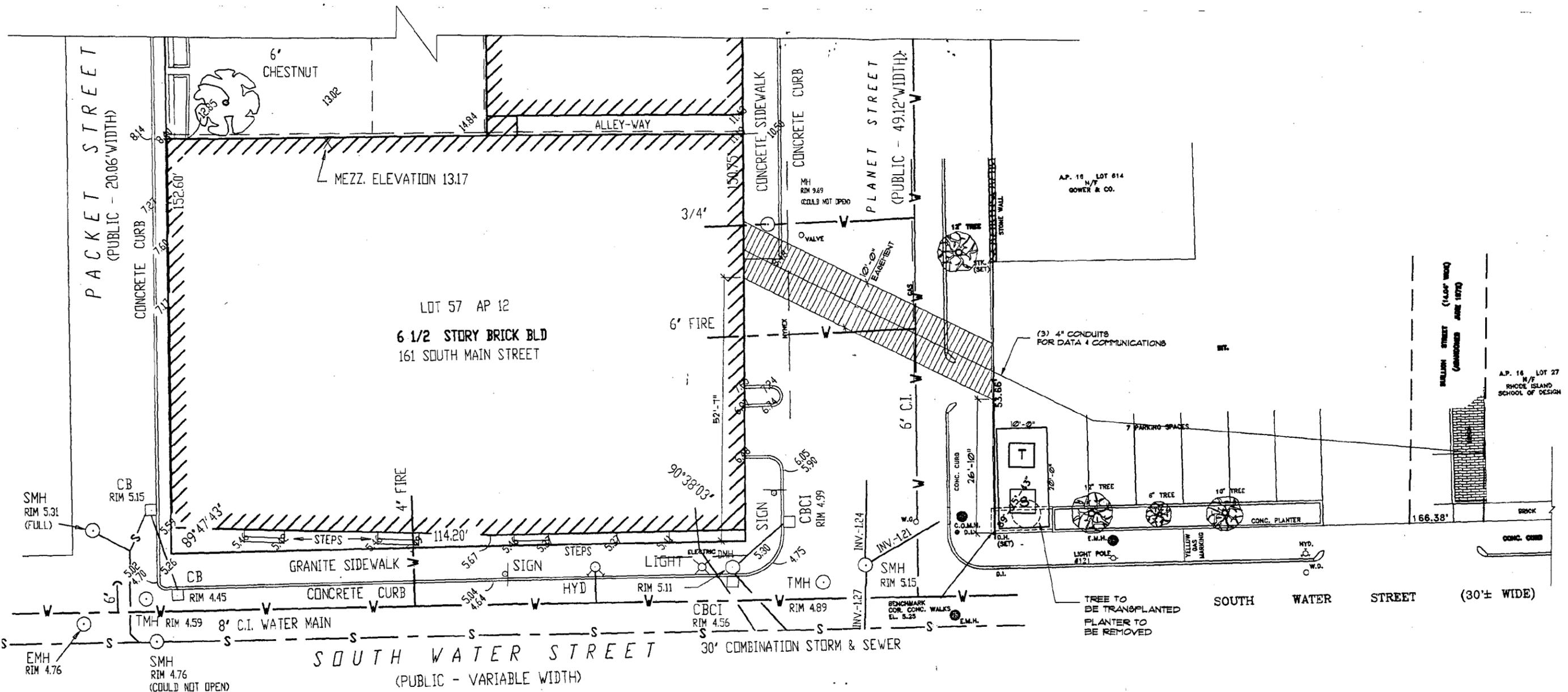


Renovations to
161 South Main St.
 for the Rhode Island School of Design

JULY 28, 1996

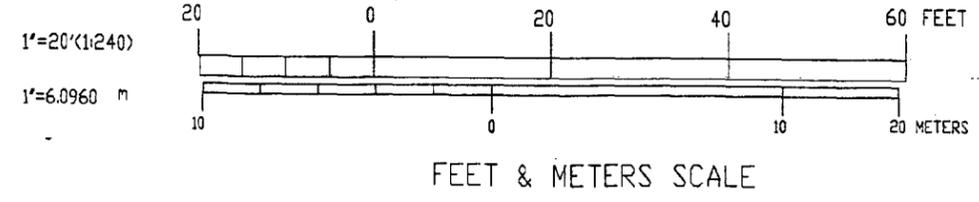
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EASEMENT PLAN

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 LOCAL NO.397 NORTH WEST CORNER GRANITE STEP AT SOUTH MAIN AND POWER STREET EL.19534

SURVEY OF LAND AT
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 PROVIDENCE, RHODE ISLAND
 DATE: DECEMBER 10, 1995
 SCALE: 1" = 20'

THE
GUILLETTE CORPORATION

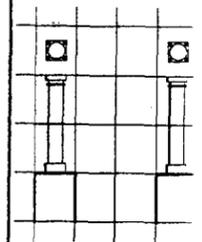
NO.	DATE	REVISION	BY

SURVEY OF LAND

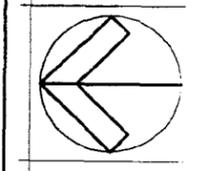
FOR
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WATERMAN ENGINEERING CO.
 CIVIL ENGINEERS - SURVEYORS
 EAST PROVIDENCE RHODE ISLAND

1 of 1 SHEET



James Barnes Architect
 14 Imperial Place
 Providence, RI 02903
 401-781-2820



Renovations to
161 South Main St.
 for the
 Rhode Island School of Design

JULY 28, 1996

Sheet Contents:
 DATA EASEMENT PLAN

SK-C2

LITTLE BULMAN & REARDON, P.C.

Attorneys

The Joseph Brown House

50 South Main Street

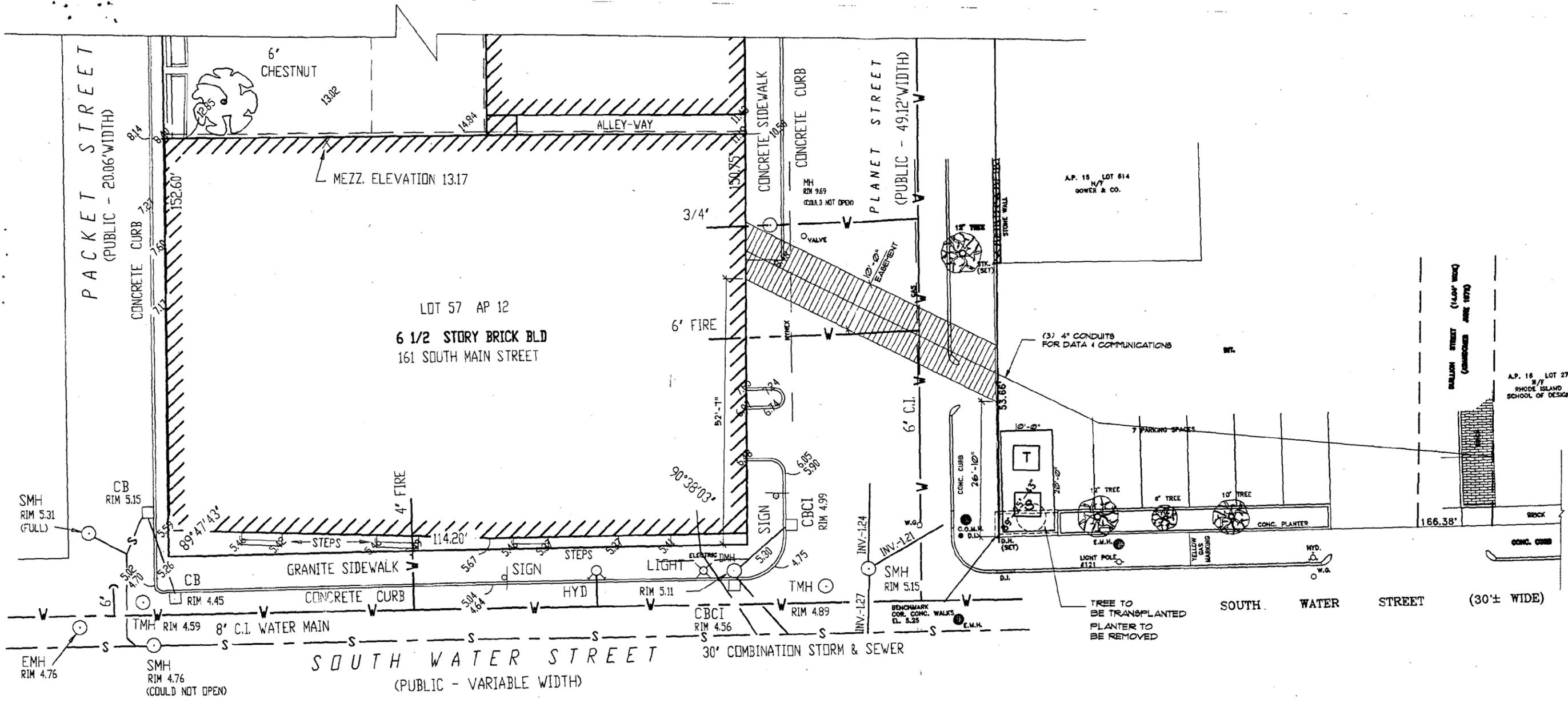
Providence, RI 02903

To: Mr. Michael R. Clement
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25 Dorrance Street
Room 311
Providence, RI 02903

FILM

JUL 26 2 41 PM '96

DEPT. OF TOLLEK
PROVIDENCE, R.I.

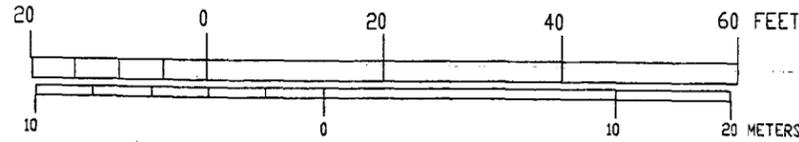


EASEMENT PLAN

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1"=20'(1:240)

1"=6.0960 m



FEET & METERS SCALE

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GULLENHETTE CORPORATION

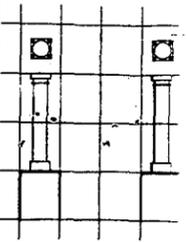
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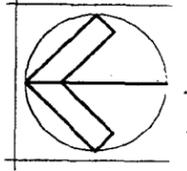
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WATERMAN ENGINEERING CO.
 CIVIL ENGINEERS - SURVEYORS
 EAST PROVIDENCE RHODE ISLAND

1 of 1 SHEETS



James Barnes Architect
 14 Imperial Place
 Providence, RI 02903
 401-781-8800



Renovations to
161 South Main St.
 for the
 Rhode Island School of Design

JULY 25, 1996

Sheet Contents:
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SK-C2

RESOLUTION OF THE CITY COUNCIL

No. 474

Approved September 12, 1996

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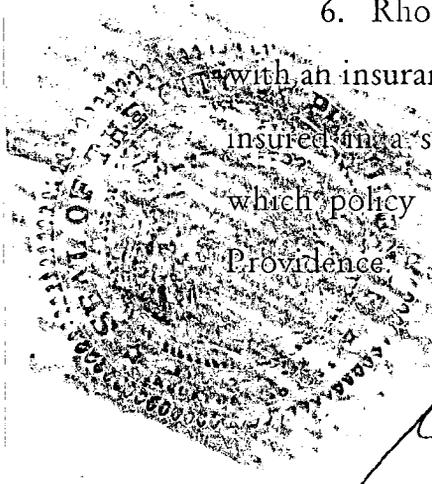
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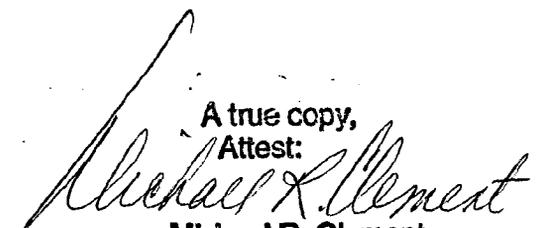
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IN CITY COUNCIL
SEP 5 1996
READ AND PASSED
Evelyn V. Fargnoli
PRES.
Michael S. Clement
CLERK

APPROVED
SEP 12 1996
Annunzio Cianci
MAYOR

...

A true copy,
Attest:

Michael R. Clement
City Clerk

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PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

LITTLE BULMAN & REARDON, P.C.

Attorneys

The Joseph Brown House
50 South Main Street
Providence, Rhode Island 02903
(401) 272-8080
Facsimile (401) 521-3555
Email CLITTL00@counsel.com

Christopher H. Little*
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Fran R. Robins Liben*

J. Michael Keating, Jr.
Of Counsel

*Also admitted in Massachusetts

July 26, 1996

Hand Delivered

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City Clerk
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Room 311
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This office represents the Rhode Island School of Design ("RISD"). The purpose of this letter to request that the herein described matter be placed on the Docket for consideration by the Providence City Council at its meeting on Thursday August 1, 1996. Attached to this letter please find six (6) copies of a drawing entitled "Easement Plan" which sets out the location of the requested easement.

RISD is currently engaged in a construction project known as Rehabilitation of 161 South Main Street in Providence (the "Project"). The general contractor for the Project is E.W. Burman, Inc. In conjunction with the Project, RISD wishes to run computer cable from its building at 161 South Main Street to its building at 231 South Main Street. The requested easement would run across Planet Street as noted on the attached drawing. The easement would connect two properties owned by RISD; Assessor Plat 12, Lot # 57 to Assessor Plat 16, Lot # 27.

RISD will supplement this information as requested. If you have any questions, or if you need any additional information please contact me at the above phone number.

Sincerely,



Michael W. Reardon

The Honorable Robert Clarkin
John D'Amico, Esq.

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BOSTON OFFICE
The Bulfinch Building 47 Thorndike Street Cambridge, Massachusetts 02141 (617) 494-8070

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