

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 33

Approved January 13, 1984

RESOLVED, DECREED AND ORDERED:

That the following named Street shown as cross-hatched area on the accompanying plan entitled, "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064276, dated November 17, 1983",

VIZ:

Brookside Avenue, from its southerly terminus on East Orchard Avenue to its northerly deadend, shown as cross-hatched area on accompanying plan and designated by the shaded area having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, subject to Water Supply Board accepting a permanent easement equivalent to the present avenue width (30 feet) and length of 177 linear feet<sup>+</sup> from the range of north property line of East Orchard Avenue northerly to 5 feet behind the existing blow-off on the 6-inch water main. This area must be accessible to Water Supply Board at all times for any repair work necessary and must not include the installation of any permanent type building or facilities that could obstruct access; and the damage to the abutters is appraised at nothing and so awarded, 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 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

JAN 5 1984  
READ AND PASSED

*[Signature]*  
Clerk

APPROVED

JAN 13 1984

*[Signature]*  
MAYOR

THE COMMITTEE ON

PUBLIC WORKS

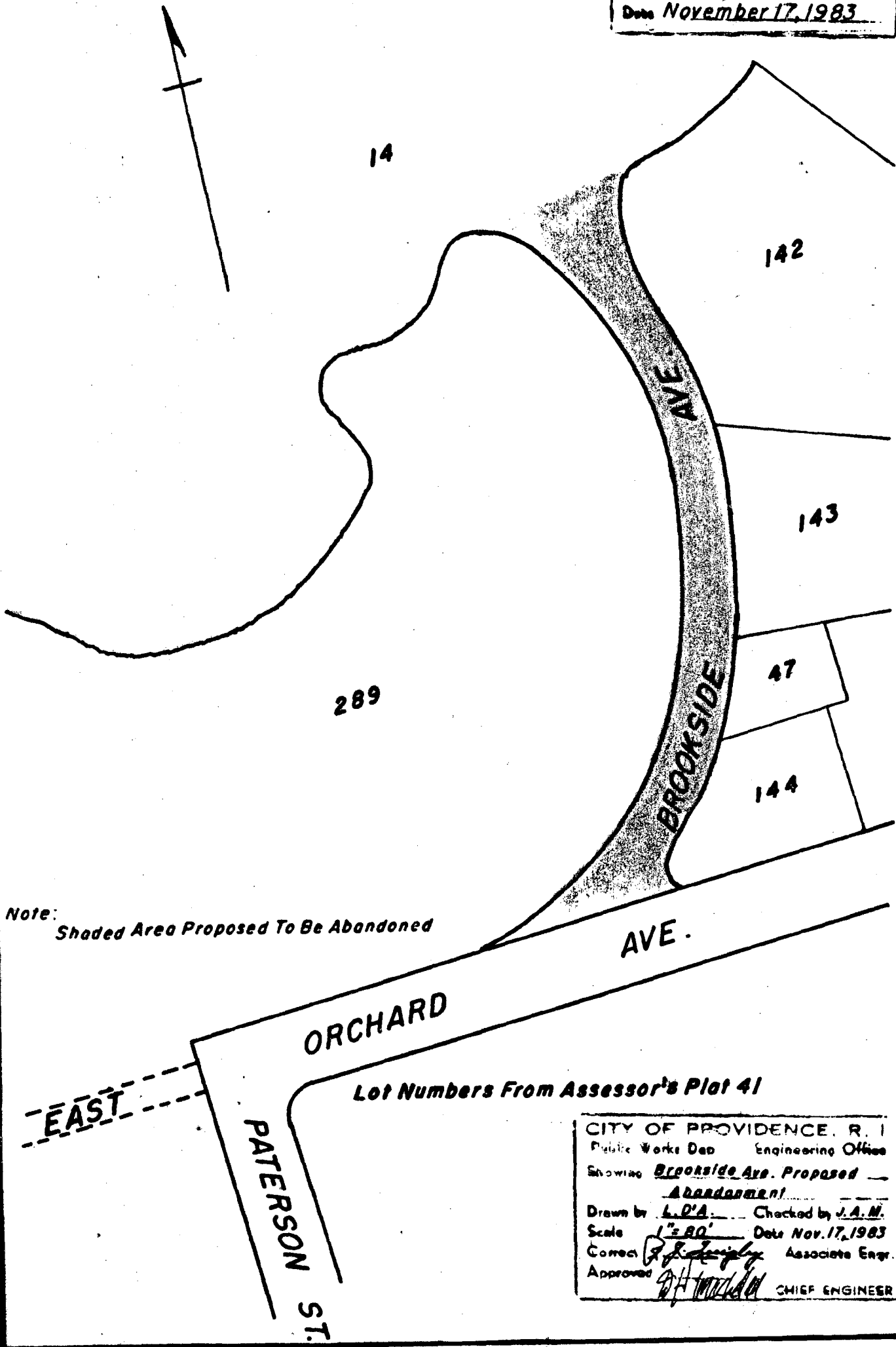
Approves Passage of

The Within Resolution

Rose M. Menchaca  
Clerk Chairman

September 14, 1983

PROVIDENCE R. I.  
 P. W. DEPT. ENGINEERING OFFICE  
 CITY PROPERTY SECTION  
 Plan No. 064276  
 Date November 17, 1983



Note: Shaded Area Proposed To Be Abandoned

Lot Numbers From Assessor's Plot 41

CITY OF PROVIDENCE, R. I.  
 Public Works Dept. Engineering Office  
 Showing Brookside Ave. Proposed  
Abandonment  
 Drawn by L.D.A. Checked by J.A.M.  
 Scale 1"=80' Date Nov. 17, 1983  
 Corrected [Signature] Associate Engr.  
 Approved [Signature] CHIEF ENGINEER

*Farmer*

**CITY OF PROVIDENCE**  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

**PETITION TO THE CITY COUNCIL**

October 25, 1983

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

*The undersigned respectfully petitions your honorable body*

To abandon Brookside Avenue from its southerly terminus on East Orchard Avenue to its northerly dead-end for the following reasons:

1. Brookside Avenue is not used or usable as a public way as it is in an unpaved condition and is completely surrounded by property owned by Lincoln School.
2. Brookside Avenue, as a small dead-end way, is only used or usable by Lincoln School.
3. The abandonment of Brookside Avenue would permit Lincoln School to use Brookside Avenue as a way to proposed improvements to be constructed by the School.

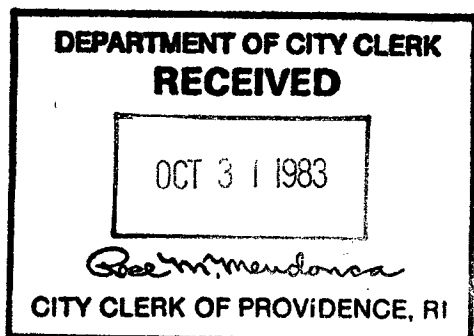
Respectfully submitted,

LINCOLN SCHOOL

By

*B. Barbara Boerner*  
B. Barbara Boerner

, Headmistress



*Pd. by Ch 38927  
amt. \$75.00*

**FILED**

OCT 31 10 22 AM '83

DEPT. OF CITY CLERK  
PROVIDENCE, R.I.

RECEIVED  
DEPARTMENT OF CITY CLERK  
CITY CLERK OF PROVIDENCE, R.I.

IN CITY COUNCIL  
NOV 3 1983  
FIRST READING  
REFERRED TO COMMITTEE ON PUBLIC WORKS

*James Mendonca* CLERK

THE COMMITTEE ON  
PUBLIC WORKS  
Recommends

Clerk

*Councilman Turner (By Request)*

**CITY OF PROVIDENCE**  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

**PETITION TO THE CITY COUNCIL**

October 25, 1983

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:**

*The undersigned respectfully petitions your honorable body*

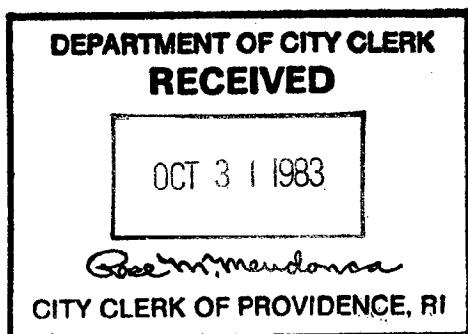
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3. The abandonment of Brookside Avenue would permit Lincoln School to use Brookside Avenue as a way to proposed improvements to be constructed by the School.

Respectfully submitted,

LINCOLN SCHOOL

By *B. Barbara Boerner*, Headmistress  
B. Barbara Boerner



*Pd. by Ch 28927  
amt. \$75.00*

RECEIVED  
DEPARTMENT OF CIVIL SERVICE

FILED

OCT 31 10 23 AM '83

DEPT. OF CIVIL SERVICE  
PROVIDENCE, R.I.

LINCOLN SCHOOL  
301 BUTLER AVENUE  
PROVIDENCE, RHODE ISLAND 02906  
(401) 331-9696

October 25, 1983

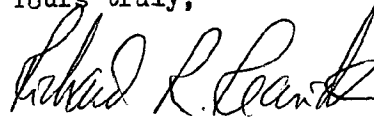
Rose Mendonca, City Clerk  
City of Providence  
City Hall  
Providence, R.I. 02903

Dear Ms Mendonca,

Enclosed is a petition for the City Council to abandon Brookside Avenue  
along with our check for the filing fee of \$75.00

If any further information is required in connection with this petition,  
please let me know.

Yours truly,



Richard R. Rearick  
Business Manager

331-8486



OCT 31 10 23 AM '83

OCT 31 10 23 AM '83

DEPT. OF CITY CLERK  
PROVIDENCE, R. I.

2900

1. *Introduction*

Councilman  
MALCOLM FARMER III  
DEPUTY MINORITY LEADER  
147 Lloyd Avenue 02906  
Res. 751-5556  
Bus. 274-2000



COMMITTEES

Finance

Licenses

Public Welfare

**CITY OF PROVIDENCE, RHODE ISLAND**

October 26, 1983

Ms. Rose Mendonca, City Clerk  
City Hall  
Providence, RI 02903

Dear Rose:

I would be happy to introduce the petition by the Lincoln School for abandonment of Brookside Avenue. I can introduce the petition by request. I forwarded the petition to Lincoln School. I assume they will be filing it in your office shortly. If I need to give you any other information, please let me know. Of course, if they don't file a petition, I assume we will not be introducing same.

With best regards.

Sincerely,

MF:bms

City of Providence



Rhode Island

Department of City Clerk

**MEMORANDUM**

DATE: November 8, 1983  
TO: Frank Tibaldi, Director of Public Works  
SUBJECT: BROOKSIDE AVENUE - ABANDONMENT  
CONSIDERED BY: Committee on Public Works  
DISPOSITION:

Attached is a copy of the subject matter, for your study and report back in writing to the said Committee, along with a list of abutting property owners and tracing of said area.

*Michael R. Clement*  
FIRST DEPUTY City Clerk

City of Providence



Rhode Island

Department of City Clerk

**MEMORANDUM**

**DATE:** November 8, 1983

**TO:** Sent to: Frank Tibaldi, Stanley Bernstein, Wiley J. Archer and  
Sanford H. Gorodetsky

**SUBJECT:** BROOKSIDE AVENUE - ABANDONMENT

**CONSIDERED BY:** Committee on Public Works

**DISPOSITION:**

Attached is a copy of the subject matter, for your study  
and report back in writing to the said Committee.

FIRST DEPUTY City Clerk

Proposed Abandonment  
Brookside Avenue  
from southerly termination on East Orchard  
Avenue to its Wly termination. (dead end)

Plot 41

Lot 144 Lincoln School  
301 Butler Avenue  
Providence, R.I. 02906

Lot 47 Same

Lot 143 City of Providence

Lot 142 Same

Lot 289 New England Yearly Meeting of Friends  
c/o Brown University  
Providence, R.I. 02906 02912

Lot 14 City of Providence

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 of Lincoln School to abandon Brookside Avenue, from its southerly terminus on EastOrchard Avenue to its northerly dead-end.

<u>PLAT</u>	<u>LOT</u>	<u>NAME</u>	<u>ADDRESS</u>
41	144	Lincoln School	301 Butler Avenue Providence, RI 02906
41	47	Lincoln School	301 Butler Avenue Providence, RI 02906
41	143	City of Providence	
41	142	City of Providence	
41	289	New England Yearly Meeting of Friends	c/o Brown University Providence, RI 02912
41	14	City of Providence	

Councilman Malcolm Farmer, III



Giacomo Martone  
City Sergeant

11/18/83

RICHARD A. CARROLL  
Chairman  
JOSEPH G. FORMICOLA  
Vice Chairman  
MARY A. NOCERA  
Member  
ARMANDO PARILLO  
Member  
EVELYN V. FARGNOLI  
Councilwoman  
ANDREW J. ANNALDO  
Councilman  
JEROME I. BARON  
Ex-Officio

## WATER SUPPLY BOARD



CITY OF PROVIDENCE

WILEY J. ARCHER, P.E.  
Chief Engineer/General Manager  
WILLIAM J. MCGAIR  
Legal Advisor  
JAMES A. LOMBARDI  
Secretary

November 14, 1983

Councilman James Petrosinelli, Chairman  
Committee on Public Works  
City Clerk's Office, City Hall  
Providence, Rhode Island

Dear Councilman Petrosinelli:

This department received a memorandum and a copy of a petition for the abandonment of Brookside Avenue from East Orchard Avenue to its northerly dead-end.

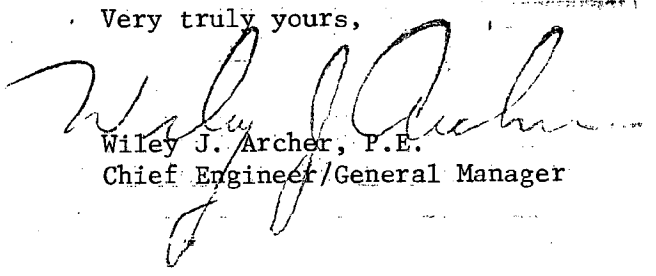
The Water Supply Board has a 6-inch A.C. water main in Brookside Avenue serving water to house #11 and house #14. These two services are open and active.

The Water Supply Board will accept a permanent easement equivalent to the present avenue width (30 feet) and length of 177 linear feet from the range of north property line of East Orchard Avenue northerly to 5 feet behind the existing blow-off on the 6-inch water main. This area must be accessible to us at all times for any repair work necessary and must not include the installation of any permanent type building or facilities that could obstruct access.

The remaining portion of Brookside Avenue to its northerly dead-end may be abandoned.

If you desire additional information, please advise.

Very truly yours,

  
Wiley J. Archer, P.E.  
Chief Engineer/General Manager

ms

cc: Mr. Edward Bondarevskis  
Sr. Principal Engineer, WSB



# The City Plan Commission

40 FOUNTAIN STREET

PROVIDENCE, RHODE ISLAND 02903

December 12, 1983

Committee on Public Works  
c/o City Clerk  
City Hall  
Providence, Rhode Island 02903

Attention: Rose M. Mendonca, City Clerk

Subject: Referral No. 2112 - Abandonment of Brookside Ave.

Gentlemen:

The subject referral was presented to the City Plan Commission at its December 7, 1983 meeting.

The City Plan Commission did not vote on this referral due to lack of quorum, however this Department has reviewed the subject referral.

A communication was received from the Committee on Public Works dated November 8, 1983, regarding the abandonment of Brookside Avenue from its southerly terminus on Each Orchard Avenue to its northerly dead-end.

The petition was submitted by B. Barbara Boerner, Headmistress of Lincoln School.

The field inspection revealed that Brookside Avenue is a small dead-end way in an unpaved condition used by Lincoln School. Adjacent properties (Lots 289, 144 and 47 on AP 41) are owned by the Lincoln School.


Lot 289 is occupied by the complex of Lincoln School buildings and Lot 144 and 47 are occupied by residential structures. Both residential structures have garages facing Brookside Avenue.

Brookside Avenue ends in a ravine which makes up an undeveloped part of the park. Since the park has convenient access from Irving Avenue and Parkside Road and since Brookside Avenue, in its entire length, has no practical use as a public right-of-way, this Department recommends to the Committee on Public Works that this petition be approved and that Brookside Avenue be abandoned on its entire length.



page 2 Referral No. 2112 - Abandonment of Brookside Ave.

Sincerely yours,

  
Stanley Bernstein  
Director

SB/cd

cc: Councilman Malcom Farmer III

**FILED**

DEC 10 10 25 AM '83

DEPT. OF SOCIAL SERVICES  
PROVIDENCE, R.I.

FRANK A. TIBALDI  
TRAFFIC ENGINEER



VINCENT A. CIANCI, JR.  
MAYOR

## DEPARTMENT OF TRAFFIC ENGINEERING

December 5, 1983

Committee on Public Works  
City Hall  
Providence, Rhode Island

Gentlemen:

The Traffic Engineering Department has reviewed the following petition from your Committee and has taken the subsequent action:

Request: To abandon Brookside Avenue from its southerly terminus on East Orchard Avenue to its northerly dead end.

Disposition: This department offers no objection to said abandonment.

Very truly yours,

Frank A. Tibaldi  
Traffic Engineer

FAT/it

FILED

DEC 6 10 02 AM '83

DEPT. OF CLERK  
PROVIDENCE, R.I.

SANFORD H. GORODETSKY  
COMMISSIONER



VINCENT A. CIANCI, JR.  
MAYOR

## DEPARTMENT OF PUBLIC SAFETY

December 9, 1983

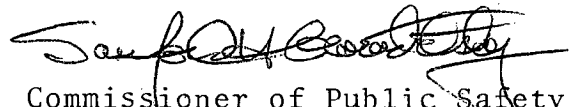
The Honorable City Council  
City Hall  
Providence, Rhode Island

Att: Committee on  
Public Works

Gentlemen:

The Department of Public Safety has no objection to the abandonment of Brookside Avenue from its southerly terminus on East Orchard Avenue to its northerly dead-end as described in the attached resolution.

Respectfully submitted,

  
Commissioner of Public Safety

ep

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: November 8, 1983

TO: Sanford H. Gorodetsky, Commissioner of Public Safety

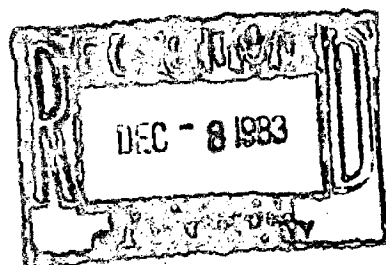
SUBJECT: BROOKSIDE AVENUE - ABANDONMENT

CONSIDERED BY: Committee on Public Works

DISPOSITION:

Attached is a copy of the subject matter, for your study and report back in writing to the said Committee.

*Michael R. Clement*  
FIRST DEPUTY City Clerk



CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

October 25, 1983

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

*The undersigned respectfully petitions your honorable body*

To abandon Brookside Avenue from its southerly terminus on East Orchard Avenue to its northerly dead-end for the following reasons:

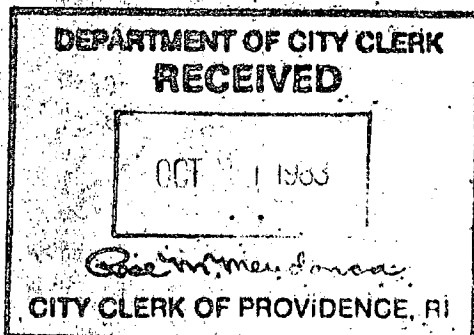
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3. The abandonment of Brookside Avenue would permit Lincoln School to use Brookside Avenue as a way to proposed improvements to be constructed by the School.

Respectfully submitted,

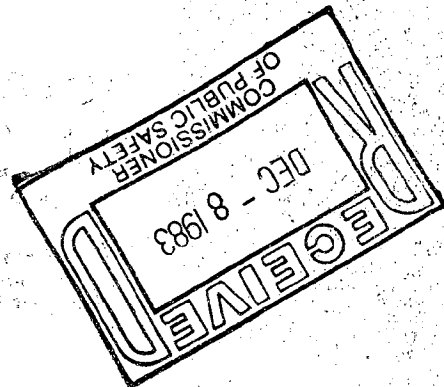
LINCOLN SCHOOL

By B. Barbara Boerner, Headmistress

B. Barbara Boerner



Pd. by Ch 38927  
amt. \$75.00





Founded 1884



## LINCOLN SCHOOL

301 Butler Avenue

Providence, Rhode Island 02906

(401) 331-9696

Business Office

December 14, 1983

Committee on Public Works of the City Council  
City Hall  
Providence, RI 02903

Re: Petition to abandon Brookside Avenue

Gentlemen:

This is to state that the Lincoln School will agree to accept the conditions of a permanent easement set forth by the water supply board equivalent to the present average width (30 feet) and length of 177 linear feet from the range of the north property line of East Orchard Avenue northerly to 5 feet behind the existing blowoff on the 6 inch water main. This area will be accessible to the Water Supply Board at all times.

Sincerely,

Richard R. Rearick  
Business Manager

RRR/skp

CC: Chief Engineer  
Water Supply Board

**FILED**

DEC 14 9 57 AM '83

DEPT. OF INT. CLERK  
PROVIDENCE, R.I.