

# RESOLUTION OF THE CITY COUNCIL

No. 247

Approved April 26, 1991

RESOLVED, That Resolution No. 344, as approved July 17, 1989, is hereby amended by deleting the following in the second paragraph, line six, following the word "locations"; "and provided, however, that in the event a multiple family dwelling is constructed on Lot 663 of Assessor's Plat 79 the above-described locus together with lot improvements thereon shall revert to the City of Providence forthwith, and the abutting property owners, by their acceptance hereof, agree that the City of Providence may enter upon the realty and improvements thereon, for a condition broken, and take possession of the same, and any persons claiming thereto shall execute such conveyances and documents to effect the same.", and

BE IT FURTHER RESOLVED, That the following words be inserted in lieu thereof: "and subject to the following restriction: Lot 663 of Plat 79 shall be forever hereafter used for single family residence purposes. Said restriction shall specifically disallow the use of so-called 'in-law apartments.' This restriction is imposed for the benefit of the City of Providence and all abutting property owners. And each or both may enforce the same by injunction or other legal process if necessary."

Further, such amendment and amended language shall become effective upon:

(1) Petitioner, by certified mail, return receipt requested, assenting to the imposition of said restriction.

(2) Petitioner recording in the Office of Land Records of the City of Providence a certified copy of the within and of Resolution No. 344 Approved July 17, 1989.

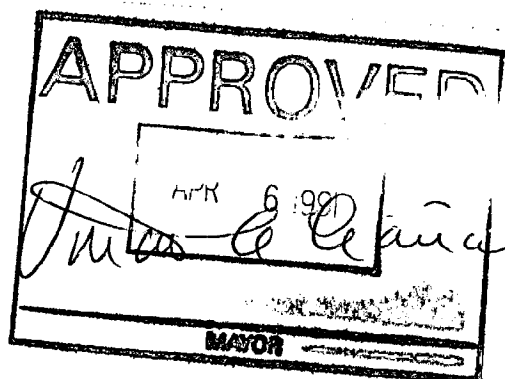
IN CITY COUNCIL

APR 13 1991

READ AND PASSED, as amended

PRES.

CLERK



THE COMMITTEE ON  
PUBLIC WORKS

Approves Passage of  
The Within Resolution, as amended

*[Signature]*

April 9, 1991

Councilman Mancini (Big Request)

**ROSSI, KELAGHAN & DeSISTO**

ATTORNEYS-AT-LAW  
300 SHAKESPEARE HALL  
128 DORRANCE STREET  
PROVIDENCE RHODE ISLAND 02903

ALBERT E. ROSSI  
RICHARD P. KELAGHAN  
MICHAEL A. DeSISTO  
ANTHONY DeSISTO  
GEOFFREY A. REGAN

(401) 751-1314

TELECOPIER NUMBER  
(401) 421-7389

OF COUNSEL  
KATHLEEN A. DeSISTO

February 11, 1991

Councilman Peter Mancini  
c/o Rose Mendonca, City Clerk  
25 Dorrance Street  
Providence, Rhode Island 02903

Re: Resolution of the City Council No. 344  
Abandonment of unnamed street between  
Burns and Lubec streets

Dear Councilman Mancini:

Please be advised that this office represents Paul C. Schwab and Empire Properties, Inc. in reference to the above-entitled matter. On behalf of Mr. Schwab and Empire Properties, Inc., we are requesting an amendment to Resolution No. 344.

On July 17, 1989, the above Resolution was approved by the City Council abandoning an unnamed street between Burns and Lubec Streets as a public highway. The request was made by the owner of lot 663 on Assessor's plat 79. This owner subsequently filed a petition with the zoning board to construct two single family dwellings. This petition was granted on March 19, 1990. I have enclosed a copy of Resolution No. 344 of the City Council and a copy of Resolution No. 7206 with this request.

Resolution No. 344 stated that in the event a multiple family dwelling was constructed on lot 663, the unnamed street would revert to the City of Providence. Mr. Schwab and Empire Properties, Inc. purchased the vacant lots and constructed single family dwellings in accordance with the City Council Resolution and the zoning board decision. They now seek to sell these single family dwellings.

Councilman Peter Mancini

-2-

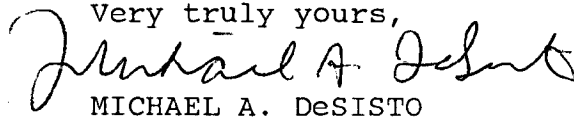
February 11, 1991

Our clients have been informed, by title insurance companies and financing institutions, that the reverter clause renders the property unmarketable. A title company will not issue a policy and, therefore, banks will not provide financing for any potential purchases even though our clients have complied with both the Resolution and the zoning board. The title companies and the financing institutions have advised us that they will not insure property containing reverter language.

Therefore, on behalf of our clients, we are requesting an amendment to Resolution No. 344 deleting the reverter language and inserting a restriction that the premises shall be used solely and exclusively for single family residence purposes and the same shall be construed as a restriction and covenant running with the land. We believe that this provision will provide the necessary safeguards to insure that the properties will always be used for single family dwellings.

Thank you for your consideration in this matter.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Michael A. DeSisto". The signature is fluid and cursive, with the first name "Michael" being the most prominent part.

MICHAEL A. DeSISTO

MAD:fh

Enclosures

FEB 13 1991

FEB 13 9 17 AM '91

DEPT. OF JUSTICE  
PROVIDENCE, R.I.

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 344

Approved July 17, 1989

RESOLVED, DECREED AND ORDERED:

That the following named highway shown as cross-hatched areas on the accompanying plan entitled: "Providence, Rhode Island, Department of Public Works - Engineering Office, Street Line Section, Plan No. 064415, Date March 1, 1988",

VIZ:

Unnamed Street, between Burns Street and Lubec Street, having ceased to be useful to the public and the same is abandoned as a public highway, subject to the provisions that Narragansett Electric Company be granted an easement acceptable to and at no cost to, The Narragansett Electric Company, which will permit the retention of their facilities in existing locations, and Provided, however, that in the event a multiple family dwelling is constructed on Lot 663 of Assessor's Plat 79 the above-described locus together lot improvements thereon shall revert to the City of Providence forthwith, and the abutting property owners, by their acceptance, hereof agree that the City of Providence may enter upon the realty and improvements thereon, for a condition broken, and take possession of the same, and any persons claiming thereto shall execute such conveyances and documents to effect the same.

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 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

READ AND PASSED

PRES.

CLERK



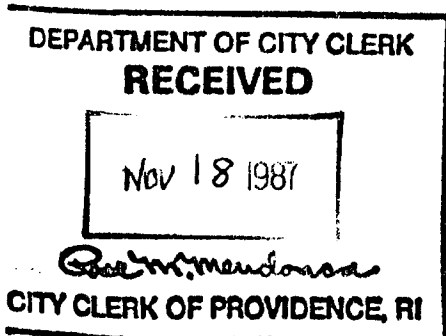
CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

*The undersigned respectfully petitions your honorable body*

to abandon as a Public Highway, that Unnamed Street, between Burns Street  
and Lubec Street.



*Peter A. Mendonca*  
Name

*14 Carnegie Way*  
Address  
*Providence, R.I.*  
*02904*

*Foil Cl. # 229*

*\$75.00 Peter A. Mendonca*

*H-353-4113*

*S-461-2870*

TAPING  
DOWN

UNNAMED STREET

PLAT# 79 5120'  
LUT# 663

BURNS STREET

LUBEC STREET

DOUGLAS AVENUE



NANCY L. DERRIG  
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.  
MAYOR

Department of Public Parks  
*"Building Pride In Providence"*

December 10, 1987

Mr. Michael Clement  
First Deputy City Clerk  
City Clerks Office  
City Hall  
Providence, RI 02903

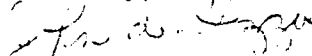
RE: Street Abandonments

Dear Mr. Clement:

In researching the Department of Public Parks site map and records, our conclusion is that the abandonment of a portion of Devereux Street and that un-named Street between Burns and Lubec Streets, will in no way conflict with any Parks Department facility or future plans for the area. Therefore, the Department of Public Parks has no objection to the proposed abandonments.

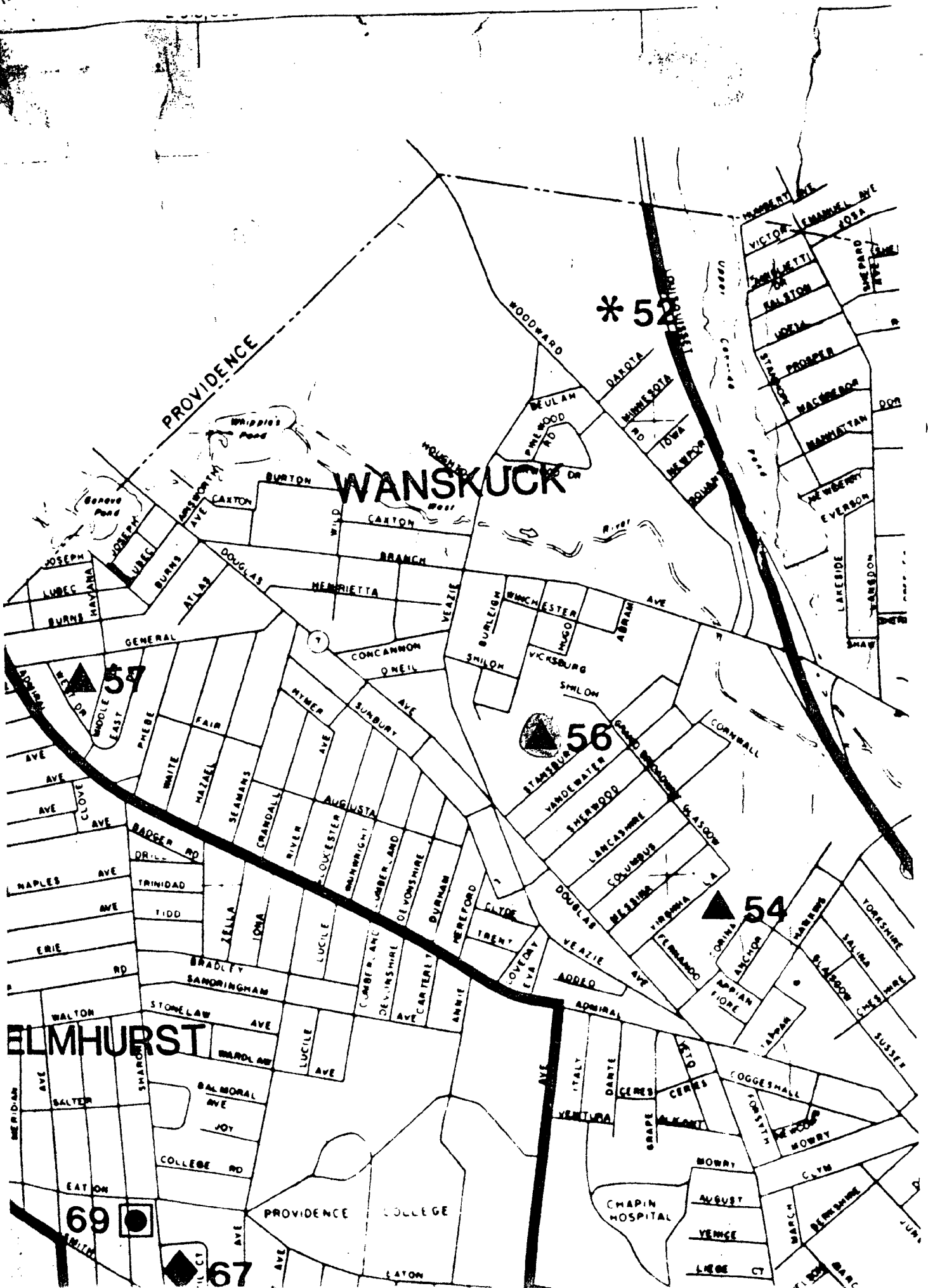
Enclosed is a map indicating the streets in question (outlined in red) and the nearest Department of Public Parks facility (outlined in green).

Sincerely,

  
John A. Izzo,  
Supervisor of Engineering  
and Planning

Enclosures

CC: Nancy L. Derrig,  
Superintendent of Parks



SE A. CALCAGNI  
CHAIRMAN  
ANDO PARILLO  
ICE CHAIRMAN  
S A. LOMBARDI  
Secretary  
E. MARTINELLI  
Legal Advisor  
OME I. BARON  
Ex-Officio



Water Supply Board  
"Building Pride In Providence"

JOSEPH R. PAOLINO, JR.  
MAYOR  
~~WHYYX ARCHER, P.E.~~  
CHIEF ENGR./GENERAL MANAGER  
RAYMOND COLA  
City Councilman  
ANDREW J. ANNALDO  
City Councilman  
MARY A. NOCERA  
Member  
LOUIS ORABONA  
MEMBER

December 17, 1987

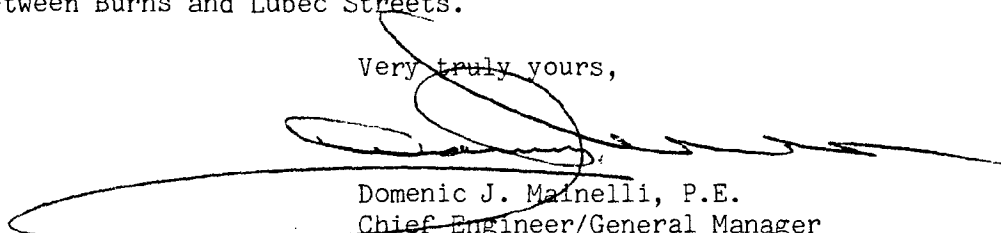
Councilman James Petrosinelli, Chairman  
Committee on Public Works  
City Clerk's Office  
City Hall  
Providence, Rhode Island

Subject: Abandonment of Unnamed Street, between Burns and Lubec Streets

Dear Councilman Petrosinelli:

The Providence Water Supply Board has no facilities in the above referenced street and therefore has no objection to the abandonment of that unnamed street between Burns and Lubec Streets.

Very truly yours,

  
Domenic J. Mainelli, P.E.  
Chief Engineer/General Manager

DJM/mtd

cc: Edward Bondarevskis  
Steven Santaniello

CHARLES A. PISATURO, ESQ.  
COMMISSIONER



JOSEPH R. PAOLINO, JR.  
MAYOR

Department of Public Safety

*"Building Pride In Providence"*

TO: MICHAEL R. CLEMENTS, FIRST DEPUTY CITY CLERK  
FROM: CHARLES A. PISATURO, COMMISSIONER OF PUBLIC SAFETY  
RE: STREET ABANDONMENTS FOR: UNNAMED STREET between Burns & Lubec St  
DATE: JANUARY 14, 1988

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In response to your memo, I submit herewith reports from the Fire Department and the Police Department indicating that neither department has any objection to the abandonment of the above-named streets. I concur in their conclusions and therefore the Department of Public Safety has no objection.

Charles A. Pisaturo  
Commissioner of Public Safety

dn  
Enc.

CHARLES A. PISATURO, ESQ.  
COMMISSIONER  
CHIEF MICHAEL F. MOISE  
FIRE CHIEF



JOSEPH R. PAOLINO, JR.  
MAYOR

Department of Public Safety, Fire Department

*"Building Pride In Providence"*

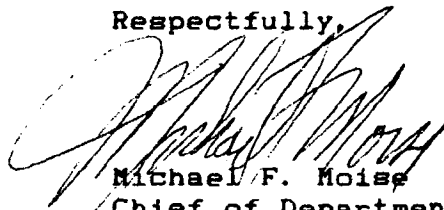
December 22, 1987

To: Charles A. Pisaturo, Commissioner of Public Safety  
From: Michael F. Moise, Chief of Department  
Subject: Street Abandonment - Unnamed Street, between Burns and  
Lubec Streets

Dear Sir:

The request for the abandonment of Unnamed Street, between Burns and Lubec Streets, as described in the petition to the City Council, will pose no operational problems to the Providence Fire Department.

Respectfully,

  
Michael F. Moise  
Chief of Department

IFH/ds

DEC 30

PROVIDENCE POLICE DEPARTMENT

Headquarters

January 12, 1988

To: Charles A. Pisaturo, Commissioner of Public Safety

From: Colonel Anthony J. Mancuso, Chief of Police

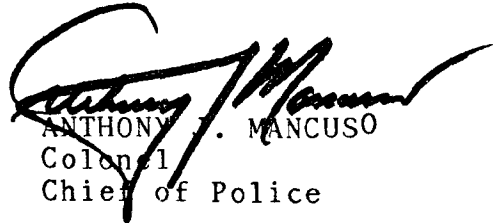
Subject: Abandonment of street

Sir:

In accordance with your orders and instructions, I directed the Traffic Bureau to evaluate your request for the abandonment of ; a unnamed street between Burns and Lubec Streets.

Attached is the recommendation of Sergeant Norman Zahlany and I hope they meet with your approval.

Respectfully submitted,

  
ANTHONY J. MANCUSO  
Colonel  
Chief of Police

0007j/jd

JAN 12 1988

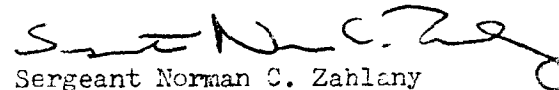
## PROVIDENCE POLICE DEPARTMENT

January 11, 1988

to: Captain Bernard E. Gannon  
from: Sergeant Norman C. Zahlany  
subject: Proposed street abandonment (unnamed street located between Burns and Lubec Streets)  
Sir:

In my opinion the above proposed abandonment will not create any safety problems or vehicular traffic flow problems.

Respectfully Submitted,

  
Sergeant Norman C. Zahlany

9A  
A field inspection revealed that this public right-of-way together with adjacent Lot 663 is a vacant undeveloped lot covered with grass and some rocks. The surrounding lots are developed and occupied by one-family structures.

The extension of the unnamed street between Lubec Street and Joseph Street is paved and used as a local access street. While there are no physical obstacles to expand this public right-of-way to Burns Street, this action would not serve the public interests: Burns Street is used as a connector between Admiral Street and Douglas Avenue at the intersection with Branch Avenue. The transient and extensive traffic



# The City Plan Commission

WASHINGTON STREET

PROVIDENCE, RHODE ISLAND 02903

February 3, 1988

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

Attention: Rose M. Mendonca, City Clerk

Re: Referral No. 2251 - Abandonment of the Unnamed Street between Burns Street and Lubec Street

Gentlemen:

The City Plan Commission, at its January 26, 1988 regular monthly meeting, reviewed and evaluated the subject referral from your Committee on the proposed abandonment of the Unnamed Street between Burns and Lubec Streets.

The petitioner is Mr. Peter A. Genecorte of 14 Carriage Way, North Providence, Rhode Island, who is contemplating the purchase of Lot 663 from its present owners: Carol A. Romano and William J. Volpe for the purpose of a new residential development.

The aforesaid Lot 663 on A.P. 78 has a width of only 32 feet; the existing legal right-of-way to be abandoned has a width of 20 feet. Abandonment of the aforesaid right-of-way would make Lot 663 more suitable for residential development.

A field inspection revealed that this public right-of-way together with adjacent Lot 663 is a vacant undeveloped lot covered with grass and some rocks. The surrounding lots are developed and occupied by one-family structures.

The extension of the unnamed street between Lubec Street and Joseph Street is paved and used as a local access street. While there are no physical obstacles to expand this public right-of-way to Burns Street, this action would not serve the public interests: Burns Street is used as a connector between Admiral Street and Douglas Avenue at the intersection with Branch Avenue. The transient and extensive traffic



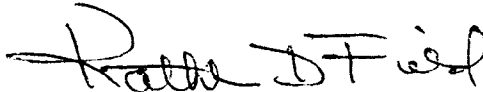
Committee on Public Works  
Page 2  
February 3, 1988

Referral No. 2251

on Burns Street, poor visibility and numerous accidents on the curved portion of Burns Street would render a new intersection on this portion of Burns Street hazardous and unacceptable.

Since the development of the aforesaid portion of the unnamed street between Lubec and Burns Street is undesirable, the Commission voted to advise the Committee on Public Works that no objection is offered to this petition subject to: 1) the consent of all abutting property owners to the proposed abandonment; 2) an appropriate donation to be paid to the City Treasurer (based upon a fair market price of the land in this area); and 3) any easements currently located on this public right-of-way.

Sincerely yours,



Kathleen D. Field  
Associate Director of Planning

DF/jp

cc: Councilman Andrew J. Annaldo  
Thomas V. Moses

. James Suzman

~~JOSEPH R. PAOLINO, JR.~~  
DIRECTOR



JOSEPH R. PAOLINO, JR.  
MAYOR

## Department of Public Works

*"Building Pride In Providence"*

March 11, 1988

Hon. James Petrosinelli  
Chairman of the Public Works Committee  
Providence City Council  
City Clerk's Office  
City Hall - Prov., R.I. 02903

Re: Abandonment of Unnamed Gangway  
(From Burns St. to Lubec St.)

Dear Councilman Petrosinelli:

The Department of Public Works has no objections to the abandonment of Gangway which runs from Burns Street to Lubec Street, as noted on City of Providence, R. I., Public Works Dept. , Engineering Office, Street Line Section, Plan No. 064415, Dated: 3/1/88.

It is noted, however, that Lot #407 fronting said Gangway will become landlocked.

If this Department can be of further assistance to you regarding this abandonment, please advise. Also, please note that Traffic Engineering has no objection to this abandonment.

Very truly yours,

B. James Suzman  
Director of Public Works

*and Traffic Engineer*

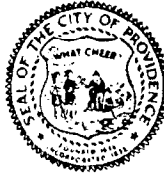
CC: AGS  
JTM  
City Clerk's Office  
JLC/File

700 Allens Avenue

• Providence, Rhode Island 02905 •

(401) 467-7950

COUNCILMAN  
ANDREW J. ANNALDO  
146 DOUGLAS AVENUE  
PROVIDENCE, RI 02904  
Bus. 738-3281  
Res. 861-8857



COMMITTEES

City Property  
Chairman

Water Supply Board

## City of Providence, Rhode Island

August 23, 1988

Councilman Petrosinelli  
City Hall  
City Clerk's Office  
Public Works Committee  
25 Dorrance Street  
Providence, RI 02903

Dear Councilman Petrosinelli:

I am writing in opposition to the abandonment of said property located on Burns Street which is identified as the unnamed portion between Lubec and Burns Street.

The following petition is area residents that oppose this petition. I would ask that the Committee on Public Works deny this petition.

Thank you for your attention.

Sincerely,

Councilman Andrew J. Annaldo

Enclosure

cc: Mr. & Mrs. Albert Skalski

August 22, 1988

Andrew Annaldo  
966 Branch Avenue  
Providence, R.I. 02904

Dear Mr. Annaldo:

We the undersigned oppose the sale of the land abutting our properties. We prefer no additional construction, be it houses, apartments or the like, because it would cause more overcrowding and an increased excess of traffic.

Anything you can do to help would be greatly appreciated.

Thank you,

Albert Skalski  
Lucia G. Skalski

47 Burns St

Mary Satterley  
Raymond Satterley  
Rose M. Ferri

44 ~~Burns~~ Lubec St

Richard Ferri

60 Lubec St

Hella Sammons

44 Burns

Mark Sammons

Lina Longolgan -

39 Burns

James M. Buckner

Mary J. Buckner

47 Lubec St

Gerard DiSanto  
One Franklin Square  
Providence, RI 02903  
(401) 274-5560

ty Council  
ncilman Annaldo  
vidence City Hall  
vidence, RI 02903

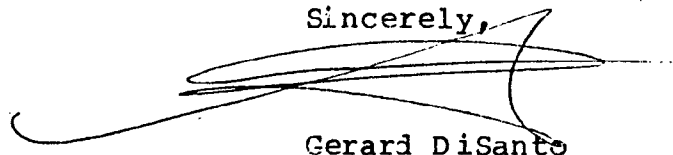
February 9, 1989

ar Councilman Annaldo:

Please accept this letter as a consent of change, in regards to  
d in Providence at Lubec and Burns Street.

Our wish is not to build duplex houses, rather, two single  
ily houses, which is also the wishes of the area residents. The  
demnation of the paper street in question will not only satisfy  
needs to build but also beautify and enlarge the tax base for  
city. Your ultimate concern and effort is needed to accomplish  
is. Thank you for your consideration in this greatly needed assistance.

Sincerely,



Gerard DiSanto

*Need petition  
from neighbors  
before consent*



Narragansett Electric

The Narragansett Electric Company  
280 Melrose Street  
P.O. Box 1438  
Providence, Rhode Island 02901-1438

March 9, 1988

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

Re: Petition to abandon that Unnamed Street, between Burns  
Street ~~and Lubec Street~~ and Lubec Street,  
Providence, Rhode Island.

Gentlemen:

The Narragansett Electric Company presently has  
overhead distribution facilities in said unnamed street.  
These facilities are an important part of our electric  
supply system in this area and would be very difficult and  
costly to relocate.

However, The Narragansett Electric Company will not  
object to the granting of said petition, provided that in  
the event that the petition is granted, the petitioners and  
other adjoining property owners will convey an easement  
acceptable to, and at no cost to, The Narragansett Electric  
Company which will permit the retention of our facilities  
in existing locations in said unnamed street, together with  
the right to inspect, maintain, operate and replace the  
same.

Very truly yours,

Albert J. Lovegreen  
Senior Field Right of Way Agent

AJL:mac

COUNCILMAN  
ANDREW J. ANNALDO  
88 BRANCH AVENUE  
PROVIDENCE, RI 02904  
Bus. 831-7242  
Res. 861-8857



COMMITTEES

City Property  
Chairman

Water Supply Board

## City of Providence, Rhode Island

March 9, 1989

Councilman Jim Petrosinelli  
Chairman Public Works  
Providence City Hall  
25 Dorrance Street  
Providence, RI 02903

Dear Jim:

I am writing on behalf of Mr. Peter Goneconte of 14 Carriage Way, North Providence. Mr. Goneconte has seeked out neighbors support for single family houses, one on Burns Street and one on Lubec Street.

Due to attached signatures, I have no problem with this occurence. Please be aware I would expect the Deed of Conveyance on the abandoned road to stipulate the abandonment as predicated on the limitation of building two single family houses.

Please be certain the transaction includes that stipulation. Thank you.

Sincerely,

Andrew J. Annaldo  
Councilman

Enclosure

February 18, 1989

Peter A. Goneconte of 14 Carriage Way, North Providence, R.I. would like the approval of the surrounding neighbors to allow me to construct ~~a~~ single family ranch on BURNS ST. in Providence, and a single family ranch on LUBEC ST. I plan to make the homes conform with the other homes in the neighborhood and also to eliminate the nuisances that has been accumulating on my property.

A SIGNATURE WILL GREATLY HELP ME GET THIS PERMIT THROUGH THE CITY OF PROVIDENCE.

THANK YOU,

Peter A. Goneconte  
Peter A. Goneconte

NAME	Lot#	ADDRESS	CITY
Pelliccio	406	51 Burns St	Providence, R.I.
Anzelone	405	61 Burns St.	Providence, R.I.
	408	100 Lubeck St	Providence, R.I.
	409	100 Lubeck St	Providence, R.I.
	408-409	100 Lubeck St	Providence, R.I.
Skalski	608	47 Burns St.	Providence, R.I.
Skalski	608	47 Burns St.	Providence, R.I.
Hesterley	630	44 Lubec St.	Providence, R.I.
Hesterley	630	44 Lubec St.	Providence, R.I.

PLEASE NOTE THAT LOT # 407, THAT WAS IN QUESTION AS TO BE "LAND-LOCKED", WAS PURCHASED BY ME FROM ELAINE S. ANZELONE; ATTACHED COPY OF DEED CONVEYANCE IS ENCLOSED.



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 THAT GANGWAY LOCATED BETWEEN BURNS and LUBEC STREETS.

ABUTTING OWNERS

<u>PLAT</u>	<u>LOT</u>	<u>ADDRESS</u>
79	406	✓ Shirley A. Pelliccio 51 Burns Street Providence, R.I. 02904
"	407	✓ Elaine S. Anzelone 61 Burns Street Providence, R.I. 02904
"	408	✓ Richard Ferri and Rose M. Ferri, joint tenants 60 Lubec St. Providence, R.I. 02904
"	409	"
"	79/663	Peter A. Goneconte 1062 Reservoir Ave. Providence, R.I. 02910
"	663	✓ Carol A. Romano and William E. Volpe 31 Manhattan St. Providence, R.I. 02904

Councilman Andrew J. Annaldo  
Ward 14

*Rafael B. Aguilera*  
City Sergeant

*5/2/88*  
Date

# ADULTS DWARS

29

30

Shirley A. Pelliccio

51 Burns St, Providence, R.I. 02904

31

Elaine S. Anzelone

61 Burns St, Providence, R.I. 02904

32

Richard Ferri & Wf Rose M. J.T.

60 Lubec St, Providence, R.I. 02904

33

" " " " " "

34

~~Peter A. Goncanto & Ronald David J.F.~~

35

~~Carol A. Romano + Wilbur E. Volpe~~

~~31 Manhattan St, Providence, R.I. 02904~~

36

Peter A. Goncanto

1062 Reservoir Avenue, Providence, R.I. 02911

Admitted


MEMORANDUM

Date : May 31, 1989  
To : Paul C. Harden, Associate Director of Administration  
From : William G. Floriani, Assistant Director *WGF*  
Thru : Thomas F. O'Connor, Jr., Associate Director  
Project Management and Construction  
Re : Street Abandonment  
Burns and Lubec Streets

I have received a check in the amount of Ten Thousand Five Hundred and 00/100 (\$10,500.00) Dollars, for the proposed street abandonment of the Gangway between Burns and Lubec Streets, from Peter Goneconte.

Would you please forward it to the City Collector and a copy to Mike Clements in the City Clerk's Office, so that he can process the requested abandonment.

CC: Thomas V. Moses, Esq.  
Director

RONN DAVID PETER A. GONECONTE PROPERTY MANAGEMENT ACCOUNT		316
5/31 1989		57-7314/2115
PAY TO THE ORDER OF	<i>City Collector</i>	\$ <i>10,500.00</i>
<i>Ten Thousand Five Hundred</i>		<i>00</i> DOLLARS
 RHODE ISLAND CENTRAL CREDIT UNION 95 JEFFERSON BOULEVARD, WARWICK, R. I. 02886		
<i>TACCP STREET LUBEC + BURNS</i>		
⑆211573148⑆ 1500046923⑈ 0316		

OMAS V. MOSES, ESQ.  
DIRECTOR



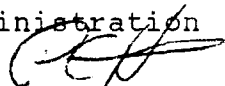
JOSEPH R. PAOLINO, JR.  
MAYOR

## Department of Planning and Development

*"Building Pride In Providence"*

### MEMORANDUM \*\*\*\*\*

TO : Michael Clement, Deputy City Clerk  
City of Providence

FROM : Paul C. Harden, Associate Director of Administration  
Dept. of Planning and Development 

DATE : June 30, 1989

RE : Abandonment of Burns and Lubec Streets

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I am forwarding you a check for \$10,500.00 from Ronn David and Peter Goneconte for the abandonment of Burns and Lubec Streets. Please hold this check until the abandonment is approved by the Council. Once it is approved, please send the check to the City Collector for deposit in the Mayor's Improvement Fund (Fund 842).

City of, Providence



Rhode Island

Department of City Clerk

**MEMORANDUM**

August 10, 1989

Arthur Zompa, Assistant City Collector

**IT:** CASHIER'S CHECK FOR PAYMENT OF ABANDONMENT OF LUBEC STREET

**ERED BY:** Rose M. Mendonca, City Clerk

**ITION:** Accompanying is Cashier's Check from the Rhode Island Central Credit Union, No. 2881, in the amount of Ten Thousand, Five Hundred Dollars (\$10,500.00).

I have been informed that the check previously transmitted did not go through.

RECEIVED BY:

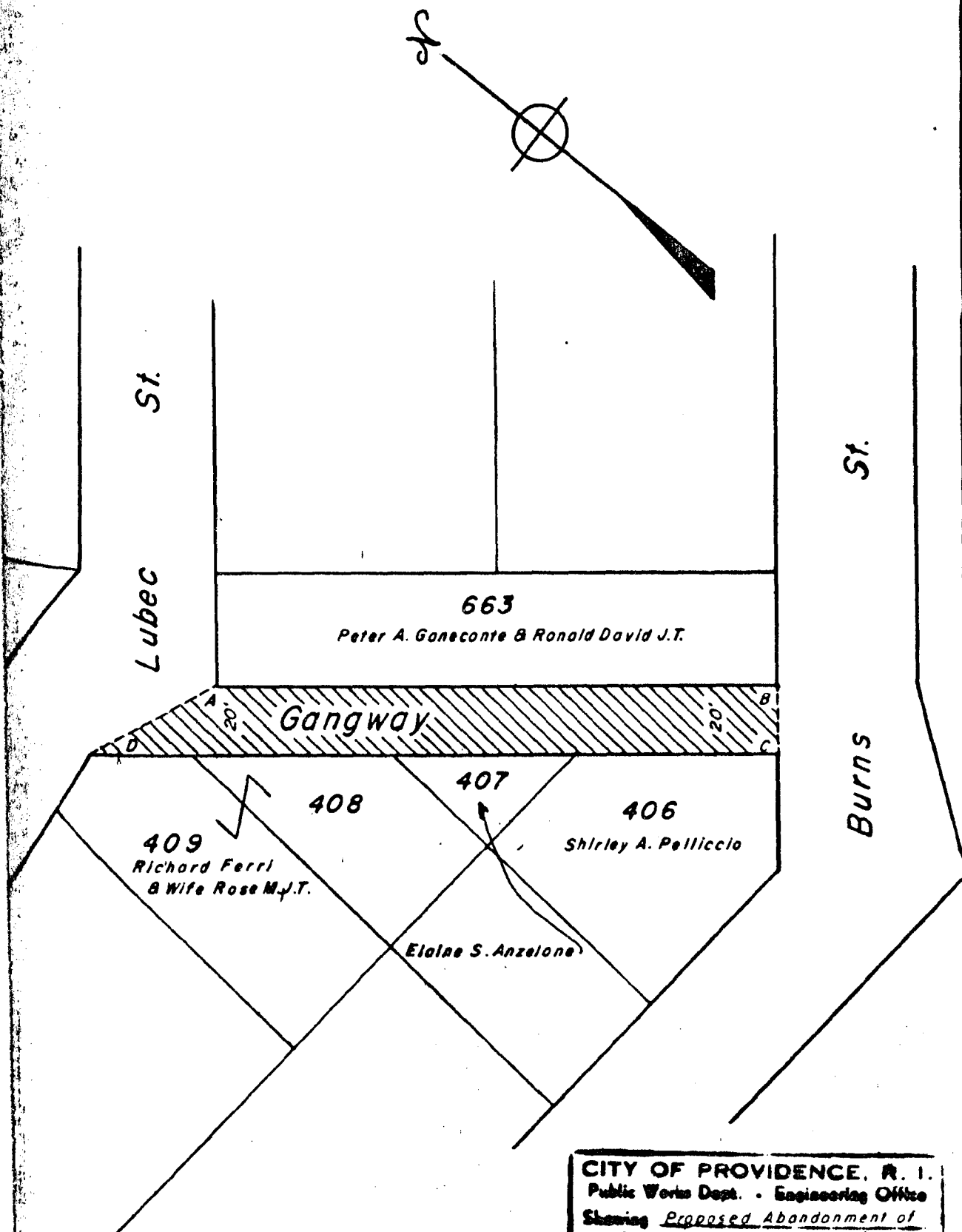
A handwritten signature in cursive script, appearing to read "Arthur Zompa", is written over a horizontal line.

CITY COLLECTOR'S OFFICE

Fig. 10.

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

PROVIDENCE R. I.
P. W. DEPT. ENGINEERING OFFICE
STREET LANE SECTION
File No. 064415
Date March 1, 1988



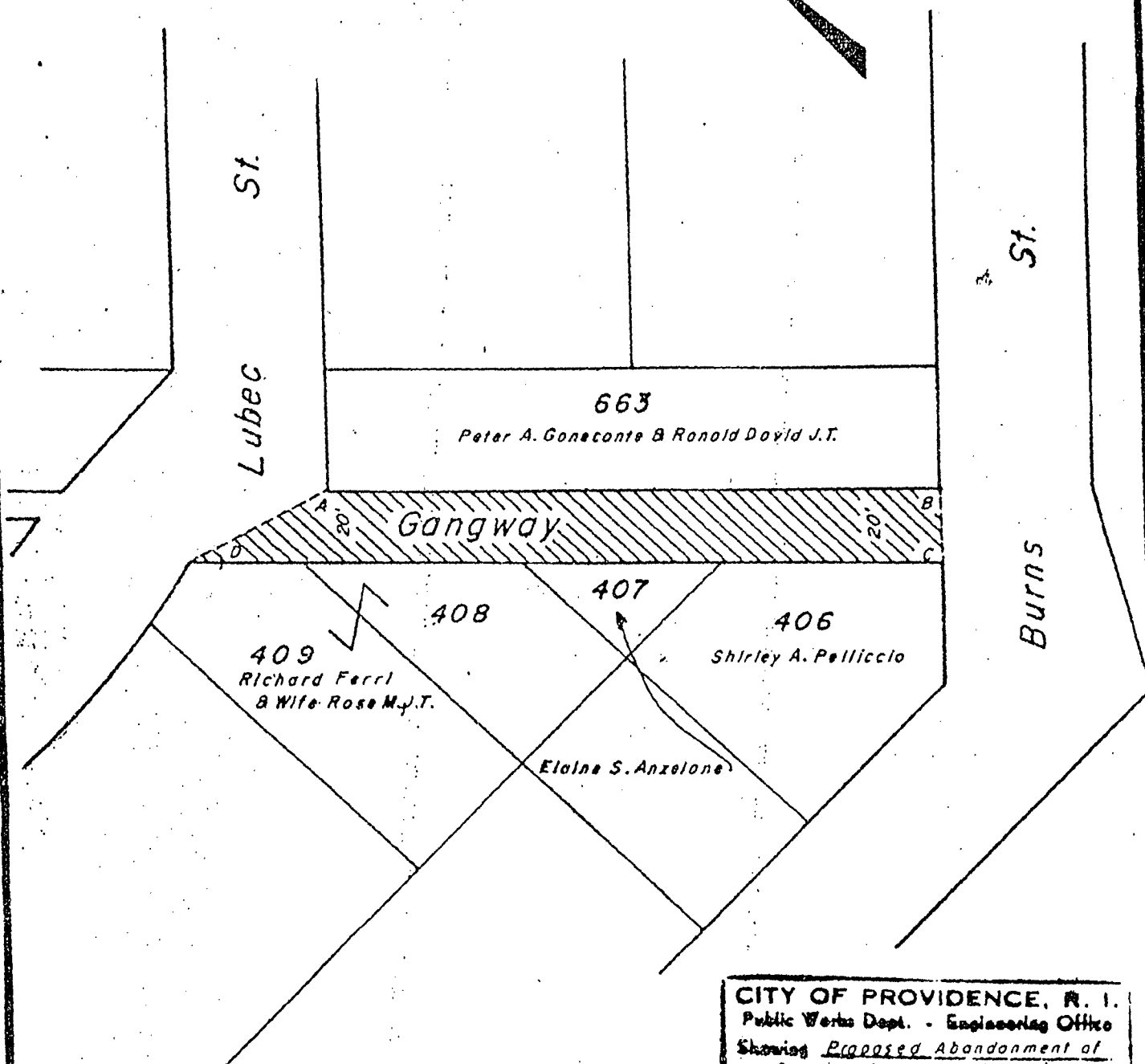
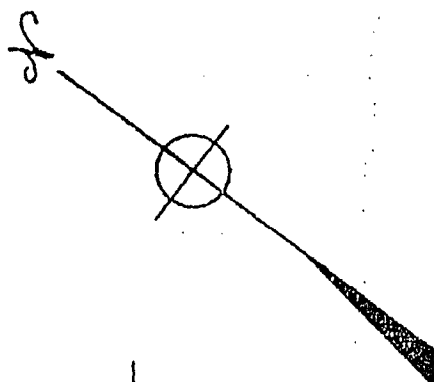
CITY OF PROVIDENCE, R. I.	
Public Works Dept. - Engineering Office	
Showing Proposed Abandonment of	
Gangway (Lubec to Burns)	
Drawn by J. A. M.	Checked by J. T. M.
Scale 1" = 40'	Date 3-1-88
Corrected James J. Morris, Associate Engr.	
Approved Q. L. Leticiano, Chief Engineer	

Numbers From Assessor's Plat 79

Note:

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

PROVIDENCE R. I.  
P. W. DEPT. ENGINEERING OFFICE  
STREET LANE SECTION  
Map No. 064415  
Date March 1, 1988



CITY OF PROVIDENCE, R. I.  
Public Works Dept. - Engineering Office  
Showing Proposed Abandonment of  
Gangway (Lubec to Burns)  
Drawn by J.A.M. Checked by J.T.M.  
Scale 1" = 40' Date 3-1-88  
Corrected James J. Moni, Associate Engr.  
Approved Q. Laclano, Chief Engineer

Lot Numbers From Assessor's Plat 79

768  
M-6

PATRICIA A. HURST  
CHAIR



JOSEPH R. PAOLINO, JR.  
MAYOR

771-5566 (258)

## Zoning Board of Review

"Building Pride In Providence"

March 19, 1990

### RESOLUTION NO. 7206

R.M. Paolino, Inc.  
P.O. Box 580  
North Scituate, RI 02857

Dear Sir:

At a meeting of the Zoning Board of Review held on Tuesday, February 27, 1990, the following Resolution was adopted:

WHEREAS, R.M. Paolino, Inc., owner of Lot 684 on Assessor's Plat 79 (49 Burns St.) in a Residence R-3 Zone; filed an application for permission to be relieved from Sections 26-A-1 and 43-C-2 under Sections 91 & 92 of the Zoning Ordinance in the proposed reduction of the lot area and construction of a 40' x 25' single family dwelling. Applicant seeks relief from the lot side and lot width requirements. The lot in question contains approximately 4,160 sq. ft. of land area; and


WHEREAS, The members of the Zoning Board of Review made an inspection of the above-described property and of the surrounding properties in the neighborhood; and

WHEREAS, a public hearing was held on the above application on Tuesday, February 27, 1990, after public notice as provided by the Zoning Ordinance.

NOW, THEREFORE, after consideration of the application and testimony of the applicant, and after having carefully weighed the same, the Zoning Board of Review hereby grants the following:

RESOLVED: That the Zoning Board of Review does hereby make a variance of Sections 26-A-1 and 43-C-2 under Sections 91 & 92 of the Zoning Ordinance and does hereby grant the application of R.M. Paolino, Inc. substantially in accordance with the plans and plot plans filed with said Board. A copy of said plans are herewith made a part of this Resolution and must be filed with the Department of Inspection and Standards by the owner or his/her representative.

By Order of the Zoning Board of Review.

  
PATRICIA A. HURST, CHAIR

PAH/rr

ATTENTION: SECTION 92A UNDER THE ZONING ORDINANCE REQUIRES THAT ANY VARIANCE OR SPECIAL EXCEPTION GRANTED BY SAID BOARD SHALL EXPIRE BY LIMITATION WITHIN SIX MONTHS FROM THE DATE THE SAME IS GRANTED UNLESS THE APPLICANT SHALL WITHIN SAID PERIOD EXERCISE THE RIGHT GRANTED BY SAID DECISION OR RECEIVE A BUILDING PERMIT FROM THE DEPARTMENT OF INSPECTION AND STANDARDS.



**ROSSI, KELAGHAN & DESISTO**

ATTORNEYS-AT-LAW  
300 SHAKESPEARE HALL  
128 DORRANCE STREET  
PROVIDENCE, RHODE ISLAND 02903

ALBERT E. ROSSI  
RICHARD P. KELAGHAN  
MICHAEL A. DESISTO  
ANTHONY DESISTO  
GEOFFREY A. REGAN

(401) 751-1314

TELECOPIER NUMBER  
(401) 421-7389

OF COUNSEL  
KATHLEEN A. DESISTO

April 22, 1991

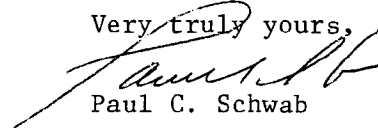
Honorable James Petrosinelli  
President - Providence City Council  
25 Dorrance Street  
Providence, Rhode Island 02903

Re: Resolution No. 344  
as amended April 18, 1991  
Burns/Lubec Street

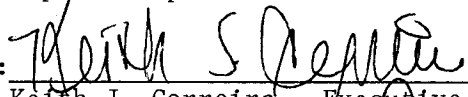
Dear Council President Petrosinelli:

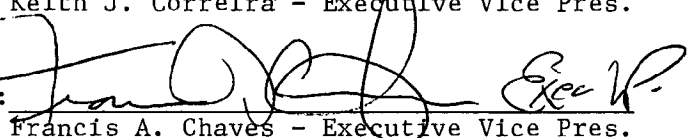
We hereby assent to the restriction imposed by Resolution No. 344  
as amended on April 18, 1991, a copy of which is attached hereto.

Very truly yours,

  
Paul C. Schwab

Empire Properties, Inc.

By:  EXEC VP  
Keith J. Correia - Executive Vice Pres.

By:  EXEC VP  
Francis A. Chaves - Executive Vice Pres.

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED