

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 26

EFFECTIVE ~~XXXXXX~~ <sup>Approved</sup> January 18, 2004

RESOLVED, DECREED, AND ORDERED:

That the following-named street shown on a cross-hatched area on the accompanying map entitled "Prov., RI, DPW-Engineering Office, Street line Section Plan No. 064735 dated February 14, 2003."

VIZ: Bassi Lane, as described in Attachment "A" and shown as the cross-hatched areas on the accompanying plan and designated by the letters A-B-C-D-A, having ceased to be useful to the public, is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

1. The Petitioners agree to tender the amount of Thirty-one Thousand, Five Hundred Dollars (\$31,500.00) in legal tender U.S. currency to the City of Providence.

2. The Petitioners agree to maintain the abandoned portion in a wooded and undeveloped state.

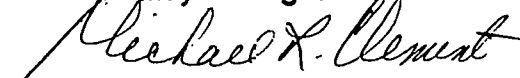
3. The Petitioners shall comply with all conditions contained herein, including recording this Resolution, not later than sixty (60) days from its approval. Upon failure to so comply for any reason, the within resolution shall automatically become a nullity.

4. Such other conditions as the Mayor or the Law Department shall see fit to impose.

ORDERED, That the Traffic Engineer be and she 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.

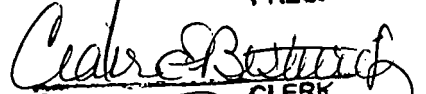
Effective without the  
Mayor's Signature:

  
Michael R. Clement  
City Clerk

JAN 18 2004

READ AND PASSED

PRES.

  
Claire Bestard  
CLERK

IN CITY COUNCIL  
JAN 16 2003  
FIRST READING  
REFERRED TO COMMITTEE ON  
PUBLIC WORKS  
Michael R. Clement  
CLERK  
ans

THE COMMITTEE ON  
PUBLIC WORKS  
Approves Passage of  
The Within Resolution  
Michael R. Clement  
CLERK  
ans  
7-28-03

THE COMMITTEE ON  
PUBLIC WORKS  
Approves Passage of  
The Within Resolution  
Michael R. Clement  
11-25-03 CLERK  
ans

IN CITY COUNCIL  
AUG 7 2003  
And Referred Back  
To The Committee on  
Public Works  
Michael R. Clement  
CLERK  
ans

THE COMMITTEE ON  
Public Works  
Recommends - Public Hearing  
Ann M. Stein  
9-22-03 CLERK  
10-21-03 P. Hing Lee

From the Clerk's Desk

MAKRAM H. MEGALLI, P.E.  
Director



DAVID N. CICILLINE  
Mayor

Department of Public Works

"Building Pride in Providence"

February 20, 2003

Hon. Rita Williams  
Chairwoman of the Public Works Committee  
Providence City Council -- City Hall  
Providence, R.I. 02903

Dear Councilwoman Williams:

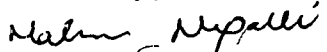
RE: PETITION FROM CARL S. LEVIN, ESQUIRE,  
CALENDA & IACOI, LTD., REQUESTING  
PERMISSION TO ABANDON A PORTION OF  
BASSI LANE.

This Department has no objection to the proposed portion abandonment of Bassi Lane in conjunction with the attached plan, entitled " Prov., R.I.-P.W. Dept. - Engineering Office, Street Line Section, Plan No. 064735 Date: 2/4/2003 , as noted above.

Said portion abandonment of Bassi Lane is shown on the accompanying plan as cross-hatched area noted as A-B-C-D-A on said plan. THERE IS NO SEWER EASEMENT REQUIRED FOR THIS PORTION ABANDONMENT. Total Square Footage related to this portion abandonment of Bassi Lane is 15,744 ' +. Lot numbers for this plan were taken from City of Providence Assessor's Plat No. 80. A list of abutters is attached herewith for your perusal.

If we can assist you further in this regard, please do not hesitate to contact me.

Sincerely,

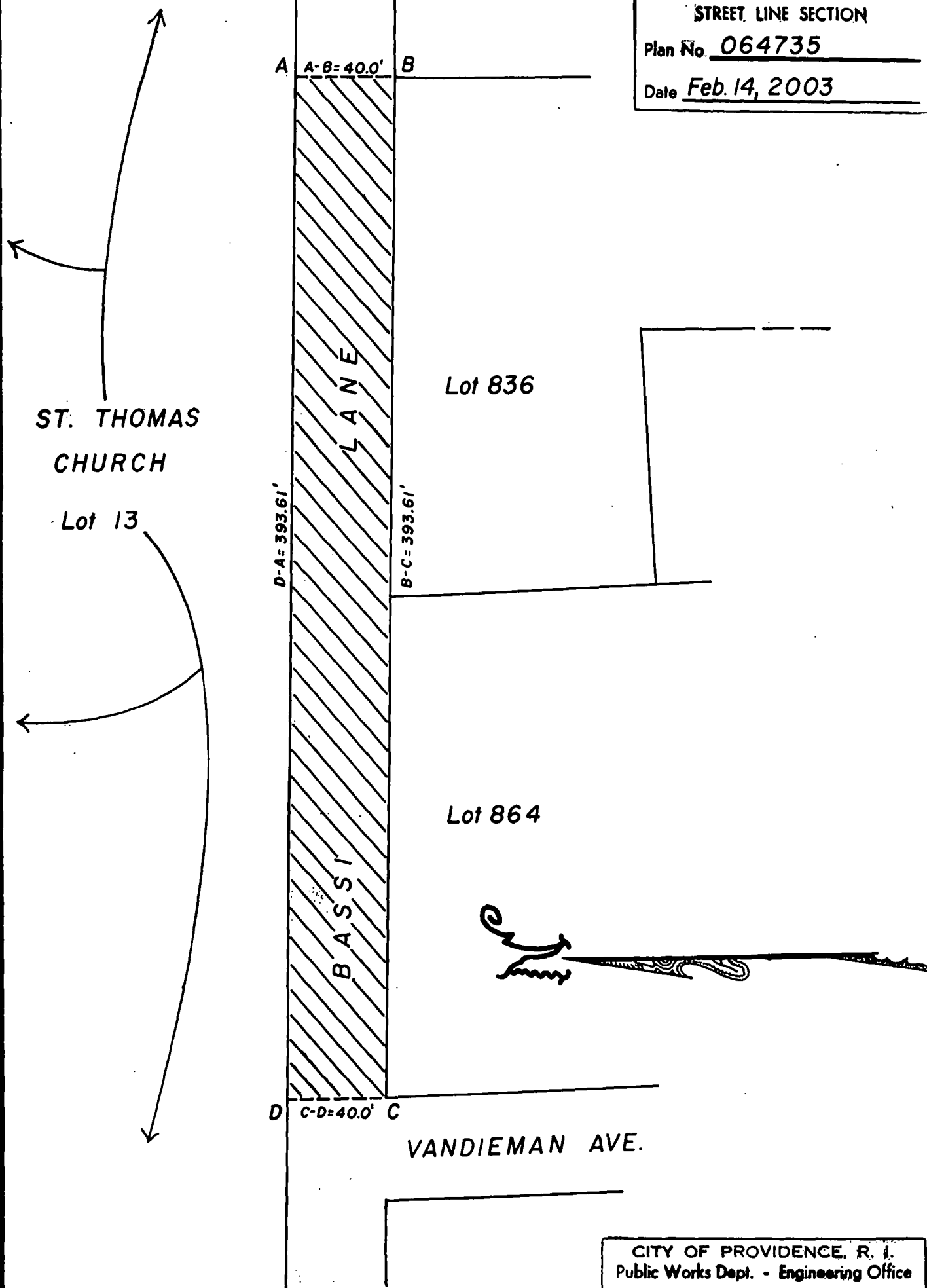
  
Makram H. Megalli, P.E.  
Director.

CC: M. Clement - City Clerk ✓  
J. D'Amico, Esq.  
John Palmieri, Planning  
G. Florio  
S.Z.  
JLC

PROPOSED ABANDONMENT OF:  
BASSI LANE

A.P. 80	LOT 13	ST. THOMAS CHURCH <i>65 Fruit Hill Avenue Providence, RI 02909</i>
A.P. 80	LOT 836	68 BASSI LANE DAVID LOFFREDO 484 ANGELL ROAD LINCOLN, RI 02865
A.P. 80	LOT 864	84 BASSI LANE RICHARD DELGIUDICE 68 SUMTER STREET PROVIDENCE, RI 02907

PROVIDENCE, R. I.  
 DEPT. • ENGINEERING OFFICE  
 STREET LINE SECTION  
 Plan No. 064735  
 Date Feb. 14, 2003



NOTES: Cross-hatched area (A-B-C-D-A) indicates proposed abandonment.

No sewer easement required.

Total square footage = 15,744' ±

Lot numbers taken from A.P. 80.

CITY OF PROVIDENCE, R. I.  
 Public Works Dept. - Engineering Office  
 Showing proposed abandonment of a portion of Bassi Lane.  
 Drawn by A. Zisides Checked by ALC  
 Scale 1" = 50' Date 2-14-2003  
 Correct James A. Morris Associate Engr.  
 Approved Malcolm Murphy 2-25-03  
 CHIEF ENGINEER

**ROMANO & SPINELLA**  
ATTORNEYS AT LAW

ALBERT R. ROMANO\*

DAVID M. SPINELLA

CHRISTINE M. FRASER

September 25, 2003

\*ALSO ADMITTED IN PENNSYLVANIA

The Honorable Terrance M. Hassett  
Chairman, Committee on Public Works, Providence City Council  
Providence City Hall  
25 Dorrance Street  
Providence, RI 02903

Dear Councilman Hassett:

Please be advised that the undersigned represents St. Thomas Church. St. Thomas Church is an abutting property owner of Bassi Lane. Mr. David Loffredo is the other abutting property owner and is represented by Attorney Carl S. Levin.

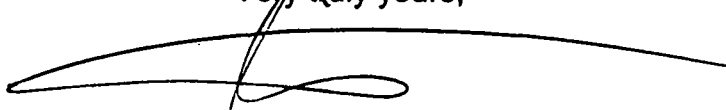
Previously, Mr. Levin forwarded correspondence to the City Clerk's office indicating that I represented St. Thomas Church and should be notified of any matters pertaining to this abandonment. St. Thomas Church as well as Mr. Loffredo has petitioned the City Council to purchase Bassi Lane.

Unfortunately, I was not notified of the recent meeting (September 23, 2003) of your committee regarding this matter.

Please contact me upon receipt of this correspondence to discuss the status of the abandonment. Also, please forward any and all future correspondence to my attention as well as to Mr. Levin's.

Thank you.

Very truly yours,

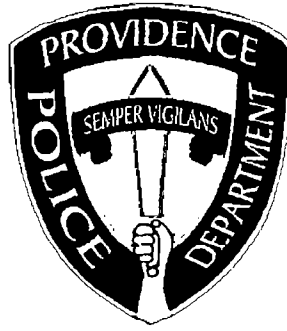


David M. Spinella

DMS:rk

September 29, 2003  
The Honorable Terrance M. Hasset  
Page Two

cc: Reverend Francis P. Kayatta  
Carl S. Levin, Esq.  
Anna M. Stetson, Second Deputy City Clerk  
Thomas Sweeney



**PROVIDENCE POLICE DEPARTMENT  
TRAFFIC BUREAU**

*Lieutenant Timothy Lee, Commanding*

RECEIVED  
OFFICE OF THE CHIEF  
PROVIDENCE POLICE  
03 MAR 13 AM 11:59

*March 13, 2003*

**TO:** Colonel Dean Esserman, Chief of Police  
**FROM:** Lieutenant Timothy Lee, Commanding Traffic Bureau  
**SUBJECT:** Petition for abandonment of Bassi Lane

Dear Sir,

I have reviewed the attached petition and I find no reason that the Police Department should object to the abandonment providing there are no issues raised by other City agencies.

Respectfully Submitted,

*Lt. Timothy Lee*  
Lt. Timothy Lee

*OTW*



David d. Costa  
Fire Marshal

George S. Farrell  
Deputy Fire Marshal



David N. Cicilline  
Mayor

James F. Rattigan  
Chief of Department

## PROVIDENCE FIRE PREVENTION BUREAU

*"Smoke Detectors Save Lives"*

April 21, 2003

Chairman Terrence M. Hassett  
Committee on Public Works  
City Hall  
Providence, RI 02903

Re: Petition to Abandon a Portion of Bassi Lane

Dear Councilman Hassett,

After review of the petition to abandon a portion of Bassi Lane (see attached), the Fire Department has no objection.

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

David Costa  
Fire Marshal

ROBERT A. WALSH, JR.  
*Chairman*

JOEL D. LANDRY, II, ESQ.  
*Vice Chairman*

ALEXANDER D. PRIGNANO  
*Ex-Officio*

CARISSA R. RICHARD  
*Secretary*

FERNANDO S. CUNHA, ESQ.  
*Legal Advisor*



DAVID N. CICILLINE  
*Mayor*

ROBERT J. KILDUFF, P.E., ESQ.  
*Chief Engineer & General Manager*

JOSEPH DE LUCA  
*City Councilman*

PETER S. MANCINI  
*City Councilman*

JOSEPH D. CATALDI  
*Member*

ANNE T. QUINTERNO  
*Member*

March 27, 2003

Ms. Anna M. Stetson  
Department of City Clerk  
25 Dorrance Street  
Providence, Rhode Island 02903

SUBJECT: Petition for Street Abandonment  
Bassi Lane (Portion of)  
Providence, Rhode Island

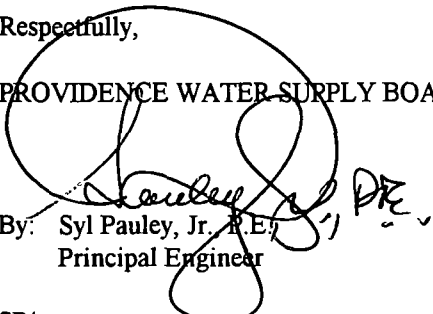
Dear Ms. Stetson:

The referenced Petition to the City Council, which relates to the abandonment of a portion of Bassi Lane where it abuts Assessor's Plat 80, Lot Nos. 836 & 864 has been reviewed for any impact on the Providence Water (PW) water distribution system. Our records do not indicate any water system related infrastructure within these limits on the subject street. Accordingly, PW does not oppose this abandonment.

If you have any questions, please feel free to contact me at (401) 521-6300 EXT 7241.

Respectfully,

PROVIDENCE WATER SUPPLY BOARD

By:  Syl Pauley, Jr., P.E.  
Principal Engineer

SP/s

cc: P. Gadoury, P.E.  
File

ABNLTR64.WPD

NANCY-L. DERRIG  
Superintendent of Parks



DAVID N. CICILLINE  
Mayor

## Department of Public Parks

*"Building Pride In Providence"*

February 5, 2003

Ms. Anna M. Stetson  
Second Deputy City Clerk  
City Hall  
Providence, RI 02903

RE: Abandonment of portion of Bassi Lane.

The Department of Public Parks has reviewed the proposed abandonment of the above named street, and has no objection to the proposed abandonment.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John A. Izzo", written over a large, stylized loop that extends from the signature down towards the typed name.

John A. Izzo  
Supervisor of Engineering & Planning



**Department of Traffic Engineering**  
*"Building Pride in Providence"*

## MEMORANDUM

**TO:** Councilman Terrence M. Hassett  
Chairman, Public Works Committee

**FROM:** Irene J. Testa *Irene J. Testa*

**DATE:** 11/18/03

**RE:** PENDING MATTER

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**REQUEST:** Petition to abandon a portion of Bassi Lane.

**DISPOSITIO:** No objection.



## Providence Redevelopment Agency

DAVID N. CICILLINE  
Mayor

### MEMORANDUM

DATE: October 1, 2003

TO : Anna Stetson

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

RE : Bassi Lane

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I met with Mr. Sweeney concerning this abandonment. He is of the opinion that the parcel is worth \$5,000.00. I appraised it at \$2.00 per ft. I was aware at the time that it had a severe problem with ledge that is why I appraised it at \$2.00. I was not aware of the City Plan Commission's request to restrict the property to buffer use only as open space. This would have a **direct impact on value**.

Should the Council approve the abandonment with the **restriction** to be used as open space only and not be developed it would reduce the value to \$1.25 per ft or \$18,750.00 for the 15,000 sq. ft. The Council should be aware that I am assisting the assessor's office in these matters and the Charter prevails the parcel cannot be sold for less than 90% of its appraised value.

I hope this clears up any confusion on this matter and if you or the Council have any questions please call me.



## Department of Planning and Development

DAVID N. CICILLINE  
Mayor

### MEMORANDUM

**DATE:** March 25, 2003

**TO :** Michael Clement, City Clerk

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

**RE :** Bassi Street Abandonment

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Pursuant to your request I have visited the site referenced above. The purpose of this visit was to determine Fair Market Value of this parcel. The parcel contains 15,744 sq. ft. of land and is zoned R-1 and references no easement. The value of the parcel in my opinion is as follows:

15,744 sq. ft. @ \$2.00 per ft. = \$31,500.00



## Providence City Plan Commission

DAVID N. CICILLINE  
Mayor

March 21, 2003

Honorable M. Terrence Hassett, Chair  
Committee on Public Works  
City Hall  
Providence, RI 02903

Attn: Anna Stetson, Second Deputy City Clerk

Re: CPC REFERRAL NO. 3201: Proposed Abandonment of a Portion of Bassi Lane

Dear Councilman Hassett:

The City Plan Commission at its regular meeting on Tuesday, March 18, 2003 reviewed and evaluated the request of the Committee on Public Works that the Commission review and make a recommendation regarding the proposed abandonment of a portion of Bassi Lane, as petitioned by David Loffredo.

The Commission made the following findings of fact as required by the *City Plan Commission Handbook* Policy No. 1: "Criteria and Guidelines for Approval of Street, Highway and Rights-of-way Abandonment":

1. *A public interest has to be clearly demonstrated. A public interest is defined as one or more of the following: public health and safety, adequate provision of transportation, general improvement of traffic patterns and/or circulation, convenient access to properties, avoidance of a nuisance, significant economic development, preservation of a historical or cultural feature, and improvement of the general welfare of the community.*

This abandonment would not be contrary to the public interest.

2. *No negative impact is evident on existing land uses, future plans, zoning, safety, health or welfare of the community by the proposed abandonment.*

Negative impacts are not expected.

3. *All abutting landowners agree to the proposed abandonment.*

St. Thomas Church is the other abutter to this portion of the right-of-way. It would have to agree to the abandonment.

4. *No physical or legal access will be denied to any land or property in surrounding areas by the proposed abandonment.*

It does not appear that access would be denied to surrounding areas.

5. *No existing or future public services or facilities need to be protected, provided, or maintained within the right-of-way. An easement retention may be necessary to provide access to, maintain, or provide existing or future service or utility needs.*

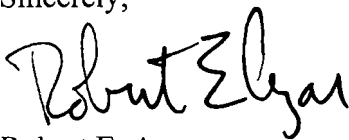
It is not known whether public services or facilities need to be protected, provided, or maintained within the right-of-way. If approved, the petitioner would need to grant any necessary easements.

6. *The proposed or intended use of the street and/or adjacent properties must be shown on a petition or plan, and such use shall be in conformance with existing zoning and Comprehensive Plan Objectives.*

A petition and plan have been provided. The petition is not inconsistent with the Zoning Ordinance. While the Comprehensive Plan, in the Transportation, Parking and Circulation Plan, has a policy of discouraging street and alley abandonments citywide, this is a paper street and the abandonment would not be objectionable.

The Commission voted to recommend to the Committee on Public Works that it approve the subject abandonment with the condition that the abandoned portion be left wooded and undeveloped.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert E. Azar". The signature is fluid and cursive, with the first name "Robert" and last name "Azar" clearly distinguishable.

Robert E. Azar  
Administrative Officer

cc: Carl Levin, for Petitioner



# Narragansett Electric

A **National Grid** Company



February 20, 2003

Anna M. Stetson  
City Clerk's Office  
Providence City Hall  
Providence, RI

Re: Petition to Abandon a Portion of Bassi Lane

Dear Ms. Stetson:

Please be advised that after review, it has been determined that Narragansett Electric Company (NECO) has no equipment in the area of Bassi Lane proposed for abandonment.

Therefore, NECO has no objection to the abandonment.

Please call me if you have any questions.

Very truly yours,

Mindy C. Montecalvo  
Real Estate Consultant  
(401) 784-7512  
(401) 784-7316 (fax)

Right Of Way



85 High Street  
Pawtucket, RI 02860

Phone 401 727-9555  
Fax 401 725-7680

April 22, 2003

Anna Stetson  
2<sup>nd</sup> Deputy/City Clerk  
Providence City Hall  
25 Dorrance Street  
Providence, Rhode Island 02903

Attn: Ms. Anna Stetson

RE: PETITION TO ABANDON A PORTION OF BASSI LANE

Dear Ms. Stetson:

Upon investigation by our in house Engineer, Paul Troia, it has been determined that Verizon currently has no facilities on the proposed site to be abandoned.

Very truly yours,

A handwritten signature in black ink that reads "Mary C. Hanley". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Mary C. Hanley  
Manager - Right of Way  
401-727-9555



2/18/03

Councilman Terrence M. Hassett  
Chairman  
Committee on Public Works  
City of Providence  
Providence, RI 02903

Re: Petition to Abandon a Portion of Bassi Lane, Providence

Dear Councilman Hassett:

New England Gas Company does not own nor maintain gas facilities within above-mentioned area therefore, we have no objections to this petition.

If you have any further questions please feel free to call me at (401) 272-5040 ext. 5669.

Sincerely,

A handwritten signature in black ink, appearing to read "Barry J. Foster".

Barry J. Foster  
Engineering Design Supervisor

PC Ms. Anna M. Stetson  
Second Deputy City Clerk  
Department of City Clerk

BJF/

