

RESOLUTION OF THE CITY COUNCIL

No. 415

Approved November 6, 1970

WHEREAS Section 117 of the Housing Act of 1949, as amended, authorizes the Secretary of Housing and Urban Development to make grants to municipalities and counties to assist them in carrying out programs of concentrated code enforcement in deteriorated or deteriorating areas in which such enforcement, together with certain public improvements to be provided by the locality, may be expected to arrest the decline of the area; and

WHEREAS it has been found and determined by this body that there exists in this locality certain deteriorated or deteriorating areas for which a program of concentrated code enforcement, combined with certain public improvements, may be expected to arrest the decline of the area; and

WHEREAS it is recognized that the grant of funds pursuant to Section 117 will impose certain obligations and responsibilities upon the City of Providence, among which is the obligation to assure that any persons who may be displaced as a result of the code enforcement and public improvements programs are relocated into decent, safe, and sanitary housing in accordance with the regulations of the Department of Housing and Urban Development; and

WHEREAS Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, or national origin under any program or activity receiving Federal financial assistance and Executive Order 11063 prohibits discrimination on basis of race, color, creed or national origin in sale, lease, or other disposition of residential property (including land intended for residential use) or in the use or occupancy thereof:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PROVIDENCE.

1. That an application be filed with the Department of Housing and Urban Development on behalf of City of Providence for a code enforcement grant under Section 117 of the Housing Act of 1949, as amended, of two-thirds of the cost of undertaking and carrying out a code enforcement program, which cost is now estimated to be \$350,000, in an area or areas to be designated and specially described in such application, and that the Director of Planning and Urban Development is hereby authorized and directed to execute and file such application, to provide such additional information and furnish such documents as may be required by the Department of Housing and Urban Development, to execute such contract or contracts as may be necessary for the grant applied for, to execute and file requisition for funds, and to act as the authorized representative of the City of Providence in the accomplishment of the code enforcement program.

2. That during the period of the contract for the code enforcement grant the City of Providence will maintain a level of expenditures for code enforcement activities, exclusive of expenditures in any federally assisted code enforcement or Title I urban renewal project areas, that is not less than the average yearly expenditure for such activities throughout the locality for the two full fiscal years immediately preceding the filing of the application.

The City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PAGE 2

3. That the locality has a program for and will provide in a timely manner all necessary public improvements for the code enforcement area.

4. That there exists in the locality an adequate amount of decent, safe, and sanitary housing which is available to persons displaced as a result of the code enforcement and related public improvements programs, at prices which are within their financial means and which are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families, and it is the sense of this body that such displacees, if any, will be relocated in accordance with applicable regulations of the Department of Housing and Urban Development.

5. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the City of Providence with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964 and applicable Executive Orders.

IN CITY COUNCIL

NOV 5 - 1970

READ and PASSED

.....
ACTING President

Vincent Caspary
Clerk

APPROVED

NOV 6 1970

Joseph H. Carley
MAYOR

FILED

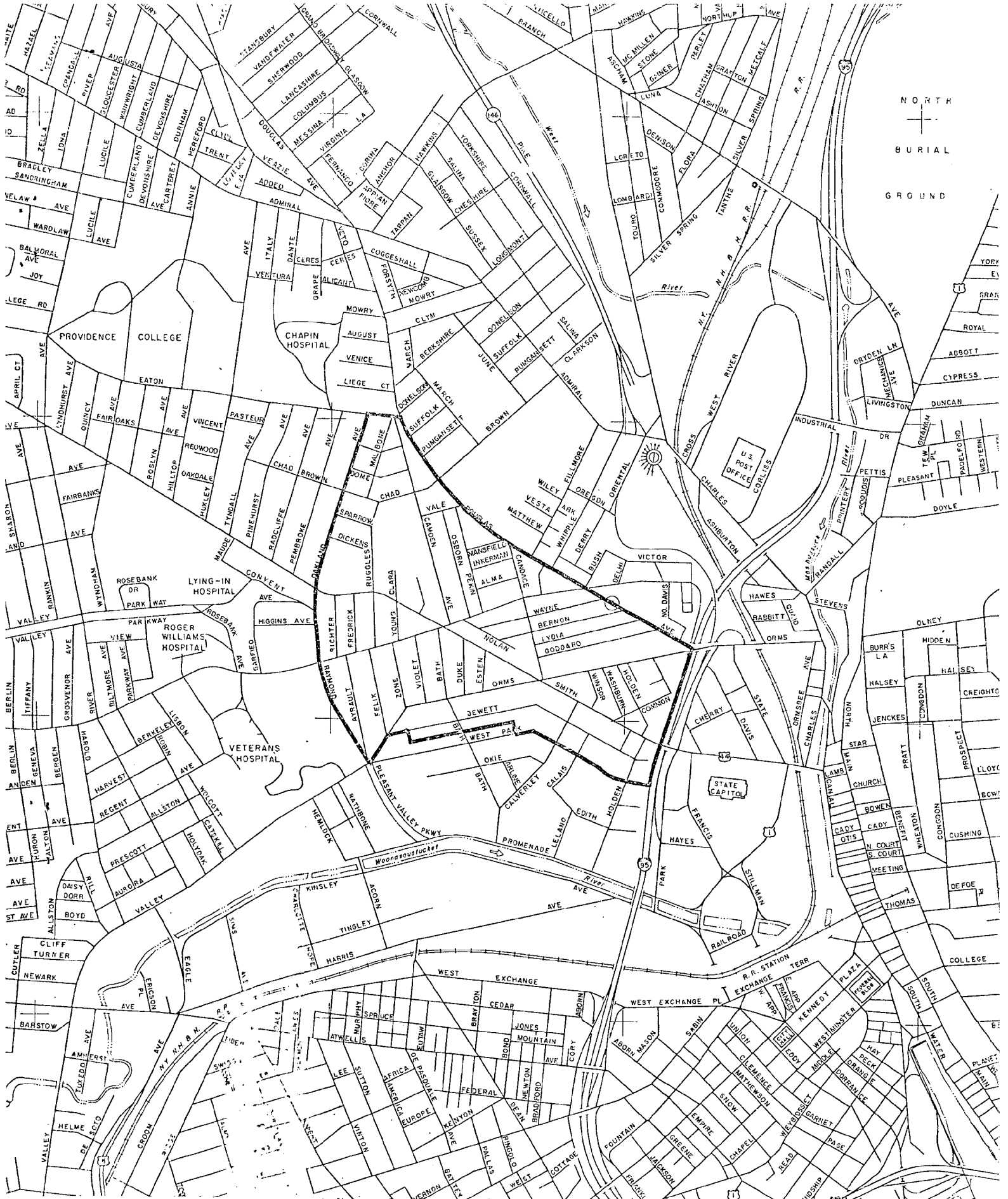
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DEPT. OF CITY CLERK
PROVIDENCE, R.I.

No.

CHAPTER
AN ORDINANCE

*Council President Boyle and
Councilman Allen*



SMITH HILL CODE
ENFORCEMENT BOUNDARIES

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

1. He is the duly qualified and acting City Clerk of the City of Providence (herein called the "Applicant"), and the keeper of its records.
2. The attached resolution is a true and correct copy of the resolution as finally adopted at a meeting of the Applicant held on the 5th day of November, 1970, and duly recorded in his office.
3. Said meeting was duly convened and held in all respects in accordance with law and, to the extent required by law, due and proper notice of such meeting was given. A legal quorum was present throughout the meeting, and a legally sufficient number of members of the Applicant voted in the proper manner for the adoption of said resolution. All other requirements and proceedings under law incident to the proper adoption or passage of said resolution have been duly fulfilled, carried out, and otherwise observed.
4. If an impression of the seal has been affixed below, it constitutes the official seal of the Applicant, and this certificate is hereby executed under such official seal. If no seal has been affixed below, the Applicant does not have and is not legally required to have an official seal.
5. The undersigned is duly authorized to execute this certificate.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand this 9th day of December, 1970.

(SEAL)

Vincent Vespri

City Clerk
Title of Recording Officer

ATTEST:

Grace Valregas

Councilman W. Murphy and
Councilman Parsons

417
MUNICIPAL COURT

JUSTICES
SANFORD H. GORODETSKY
LEO M. COONEY
~~THOMAS D. PUELL~~
Peter Spinella

CITY OF PROVIDENCE
RHODE ISLAND
209 FOUNTAIN ST.
02903

CLERK
JOHN S. ZIEGELMAYER
DEPUTY CLERKS
JAMES P. O'CONNOR
STEPHEN V. RYAN

October 16, 1970

City Council
City Hall
Providence, Rhode Island

Dear Mr. President and Members
of the Providence City Council:

This is to express my thanks to your august body for
designating me Chief Judge of the Municipal Court.

This is the second time that you have seen fit to
express your confidence in me in recent years.

I shall endeavor to prove myself worthy of your faith
and confidence, and I intend to use every effort to carry out the
additional responsibilities which are mine by virtue of the designa-
tion as Chief Judge of the Municipal Court.

Sincerely yours,



Sanford H. Gorodetsky
Chief Judge of the
Municipal Court

SHG:ST

IN CITY COUNCIL

NOV 5 - 1970

READ:

WHEREUPON IT IS ORDERED THAT
THE SAME BE RECEIVED.

Vincent Vespaia
CLERK



WILLIAM M. KEAVENY
CITY SERGEANT

DEPUTIES
BERNARD E. PATTON
RAYMOND F. SHEEHAN

OFFICE OF THE CITY SERGEANT
CITY HALL, PROVIDENCE, R. I. 02903

November 2, 1970

To The Honorable The City Council
of the City of Providence.

Gentlemen:

In accordance with the provisions of Section 37,
Chapter 832 of the Public Laws, 1960. I have this day
appointed Edward J. Dunnigan of Providence as Second
Deputy City Sergeant.

Respectfully Submitted,

William M. Keaveny
City Sergeant

IN CITY COUNCIL

NOV 5 - 1970

READ:

WHEREUPON IT IS ORDERED THAT
THE SAME BE RECEIVED.

CLERK

State of Rhode Island and Providence Plantations

THE CITY OF



PROVIDENCE

I, EDWARD J. DUNNIGAN, do

*solemnly swear that I will support the Constitution of the United States
and of the State of Rhode Island and that I will faithfully discharge
the duties of the office of*

Second Deputy City Sergeant

to the best of my ability.

Edward J. Dunnigan
W

I, Vincent Vespia, City Clerk

do hereby certify that on the 2nd day of November, A. D. 19 70,

I did administer unto EDWARD J. DUNNIGAN

duly appointed to the office of

Second Deputy City Sergeant

the above subscribed oath.

Vincent Vespia

JOSEPH C. SCUNCIO
CHAIRMAN & SECRETARY
FRANK LAZARUS
JOHN J. SHEEHAN, JR.



BUREAU OF LICENSES
CITY HALL, PROVIDENCE, RHODE ISLAND 02903

October 28, 1970

Resolution 4-20-1970
Inre: No. 150

Hon. Vincent Vespia,
City of Providence
City Council-City Hall
Providence Rhode Island.

Dear Sir:

We wish to advise the Bureau of Licenses appends findings and report on the above Resolution, No. 150 as follows:

On October 28, 1970, Mr DiOrio, D.O.B. Properties, Inc., 993-999 Manton Avenue, together with his attorney, Anthony Bucci, appeared before the Bureau of Licenses, Room 111, City Hall in regard to a written report submitted by Mr. Vincent DiMase, Director-Department of Building Inspection, pertaining to D.O.B. Properties, 993-999 Manton Avenue as requested by the City Council. Mr. Scuncio-Chairman of the Bureau of Licenses read report of Mr. DiMase-copy which is attached to this letter.

Mr. Scuncio-"Mr. DiOrio, you have through your attorney, Mr. Bucci, requested an additional ninety days in which to complete your "cleaning up" of the Manton Avenue property. You have had a help situation there."

Mr. Di Orio-Yes, we have had a help situation."

Mr. Scuncio-Mr. DiOrio, the Bureau will grant this extension of ninety days for the purposes so described-"Cleaning up" but we will ask that Mr. Di Mase submit to the Bureau of Licenses, a progress report on November 25, 1970-as to what you have accomplished. If Mr. DiMase states he is satisfied with the "clean up" thus far, you may continue for another 30 days. If Mr. DiMase is not satisfied with the conditions of said property your licensed will be suspended.

Bureau of Licenses

Joseph C. Scuncio
Joseph C Scuncio-Chairman and Secretary

C C A. Sciarretti-attorney

IN CITY COUNCIL
NOV 5 - 1970

READ:

WHEREUPON IT IS ORDERED THAT
THE SAME BE RECEIVED.

Vincent Vespia
CLERK

TO: THE BUREAU OF LICENSES

Gentlemen:

Please be advised that the Department of Building Inspection has investigated DiOrio's Junk Yard located at 999 Manton Avenue, and the following are our findings:

Lots 65 and 66 facing Manton Avenue and further described as 993-995-997 Manton Avenue are Zoned C-4 Heavy Commercial Zone. DiOrio Bros., Inc. requested a license for "Second-Hand Automobiles & parts Only".

The Zoning Ordinance, Sec. 54-A(2), specifically states: "That any display or storage area shall be developed as required in Section 24(E) and that any incidental repair of automobiles or trailers shall be conducted and confined wholly within a building, where the mechanical power employed in the operation of any machine or tool does not exceed one horsepower and where the total mechanical power provided does not exceed 3 horsepower.

Upon inspection on October 27, 1970, we find that Lots 65 and 66 have been cleared of "junk cars".

It is my recommendation that a "License for Second-Hand Automobiles & Parts Only" be granted provided that:--

1. A fence or compact evergreen screen be erected where the C-4 lot adjoins the R-4 lot as required under Section 24-E.
2. That a building should be erected on this area where motor vehicles may be properly repaired and serviced as required under State Law.

For premises designated as rear of 999 Manton Avenue and further described as buildings N1 and N2 in Plat Book 40, at Page 9, on record in City Hall, said record of plat recorded in the Records of Deeds, Book 761, Page 1, was designated as the area for which a junk shop license is requested.

This area is portion of Lot 56, on Assessor's Plat 80, Zoned M-1 General Industrial Zone, and located approximately in the middle of Lot 56, consisting of an area approximately 30,000 square feet of land with certain buildings thereon. This is the area that D.O.B. Properties, Inc. appealed to the Supreme Court of R. I. for a "Junk Shop" license.

Upon investigation and inspection we find that the junk business is not conducted from this area alone. It appears that piles of junk, dismantled automobiles, etc. are occupying more than the 30,000 square feet designated by the Supreme Court decision and the license. The junk is not only inside the buildings designated as N1 and N2, but also in the yard.

It is my opinion that D.O.B. Properties, Inc. is violating the mandate of the Supreme Court and therefore the license for a "Junk Shop" should be denied.

Respectfully submitted,



Vincent DiMase, Director of the
Department of Building Inspection