

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 486

Approved September 11, 1984

WHEREAS, The Providence Water Supply Board, acting as agent for the City of Providence owns certain easement rights on property designated as 201 Rutland Street in the City of Cranston, and

WHEREAS, The Providence Water Supply Board requires these easement rights for the purpose of maintaining a major water line located below the surface, and

WHEREAS, The width of the easement rights crossing 201 Rutland Avenue in the City of Cranston is in excess of that needed by the Water Supply Board for maintenance purposes, and

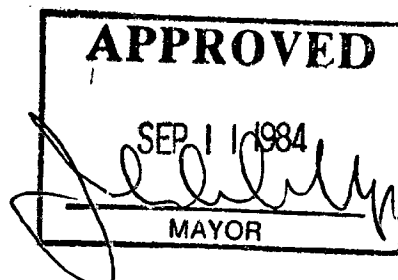
WHEREAS, The owner of the property located at 201 Rutland Avenue in the City of Cranston is desirous of expanding the structure located on the property requiring approximately thirty (30) square feet intrusion into the easement rights of the Water Supply Board, and

WHEREAS, The Providence Water Supply Board has no objection to this intrusion because the width of the easement is excessive at this point,

BE IT THEREFORE RESOLVED, That the Providence Water Supply Board waives its easement rights regarding permanent construction on the easement for that portion of the property comprising approximately thirty (30) square feet immediately adjacent to the existing structure and as shown on the attached sketch identified as "EASEMENT LOCATION NEAR RUTLAND STREET, CRANSTON, R. I. WJA 7/16/84".

IN CITY COUNCIL
SEP 6 1984
READ AND PASSED

Louis C. Starnato PRES.
Rose M. Menzies CLERK



IN CITY COUNCIL

AUG 2 1984

FIRST READING

REFERRED TO COMMITTEE ON CITY PROPERTY

Rose M. Menlove CLERK

THE COMMITTEE ON

CITY PROPERTY

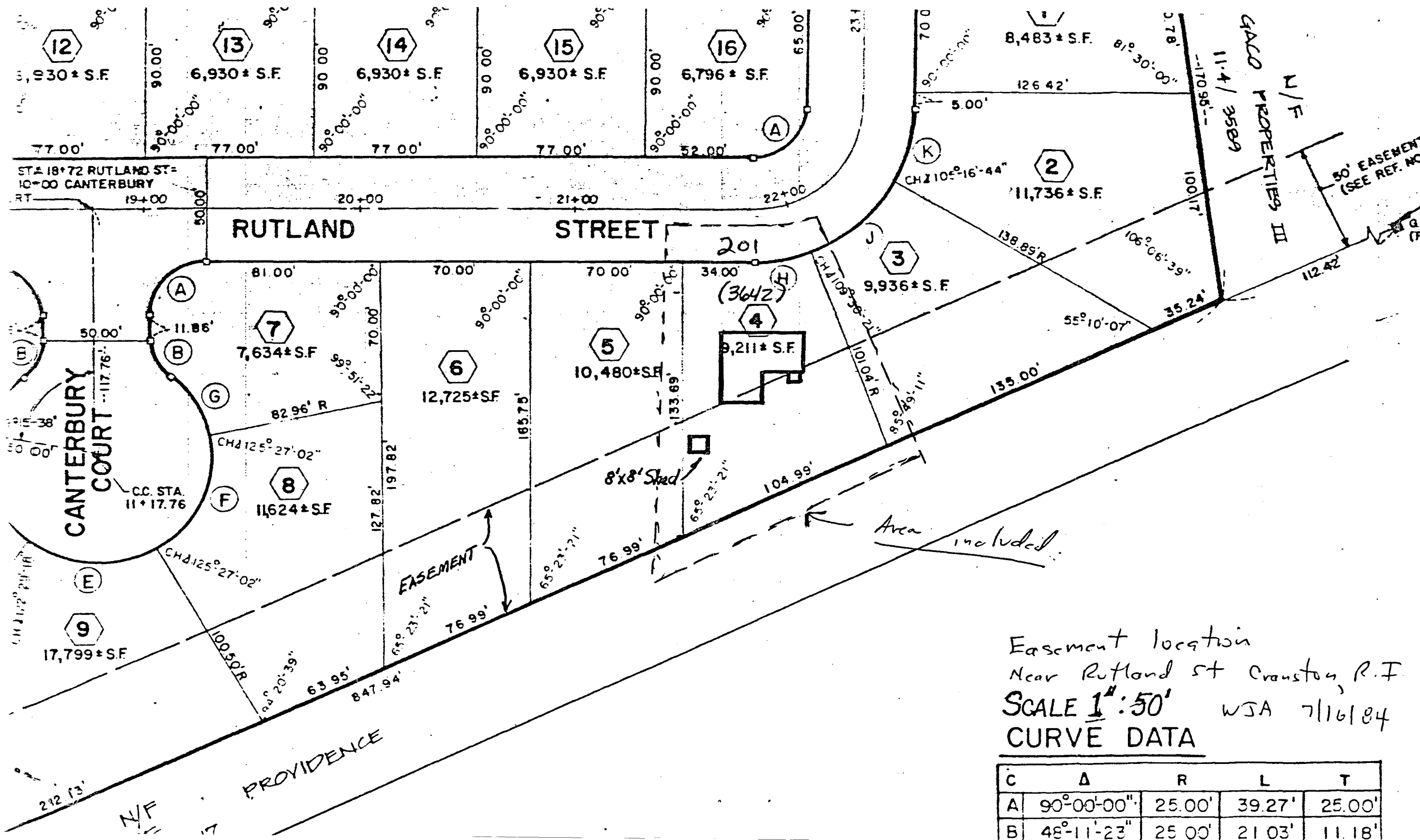
Approves Passage of

The Within Resolution

Rose M. Menlove
Clerk - Chairman

August 22, 1984

Councilwoman Sargnoli and Councilman Annaldo (By Request)



Easement location
Near Rutland St Cranston, R.I.
SCALE 1" : 50' WSA 7/16/84
CURVE DATA

C	Δ	R	L	T
A	90°-00'-00"	25.00'	39.27'	25.00'
B	48°-11'-23"	25.00'	21.03'	11.18'

July 5, 1984

Frank L. Orabona
201 Rutland St.
Cranston R.I. 02920

To: Councilman Andrew Analdo
Chairman of Property Committee
City Hall
Providence R.I. 02903
and to all it may concern

Dear Mr. Analdo,

In previous discussions with you I indicated my desire to have the City Council and your committee lift the easement restrictions in the rear of my home located on 201 Rutland St., Cranston R.I.. The Providence Water Supply Board has an easement accessibility right in the rear of my property to which certain rules and regulations apply.


Wiley Archer chief engineer of the Providence Water Supply Board has cleared the way for the lifting of the easement restrictions. All that remains now is for your committee and the Providence City Council to amend and declare it into law.

Description and location of property in question:
"That certain lot or parcel of land with all buildings and improvements thereon belonging to Frank Orabona situated on the southerly side of Rutland Street, #201, in the City of Cranston and the state of Rhode Island, laid out and designated as lot #4(four), 9211 square feet(nine thousand two hundred and eleven square feet) on that plat entitled ' Subdivision plan Dean Estates North Section I situated in Cranston. The plat is recorded with the land evidence records in the City of Cranston in plat book 19. Said premises are subject to easement restriction.

If you can amend this deed description to lift easement restritions it would be greatly appreciated.

Thank you for your time and consideration and if you require any further assistance please do not hesitate to contact me.

Very Truly Yours,



Frank L. Orabona

BS!

WILLIAM A. CARROLL
Chairman
ALFRED T. CICCONE
Member
JOHN A. DOHERTY
Member
ROBERT F. HOWARD
Member
VINCENT J. CIRELLI
Councilman
LAURENCE K. FLYNN
Councilman
JAMES R. BERNARDO
Ex-Officio

WATER SUPPLY BOARD



CITY OF PROVIDENCE

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

Providence Water Supply Board

Frank Orabona 331-8235

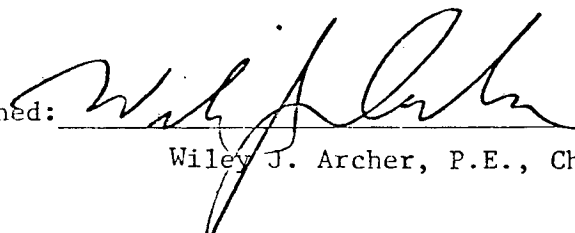
TO WHOM IT MAY CONCERN:

An evaluation of the easement rights for the property indicated as 201 Rutland Street, Cranston, indicates a question as to the exact location of the easement boundary. Subject to determination of exact bounds and subject to my assuming all legal rights to the area which will include the addition to the house at 201 Rutland Street without restriction, I agree that the Providence Water Supply Board will not be held liable for damages that may result from maintenance or repair activities on the 102-inch pipe line.


The Providence Water Supply Board agrees that it will expeditiously determine easement location and work to clear the restrictions and does not object to the addition which may extend approximately 25 square feet into the easement area.

The Providence Water Supply Board will make very effort to transfer the parcel containing a permanent structure to Mr. Orabona at a future date assuming that the structure is actually in the easement area, and will not require Mr. Orabona to remove or alter the addition in the event that clearing of restriction is not completed.

Signed:


Wiley J. Archer, P.E., Chief Engineer

May 14, 1982


Frank Orabona

