

RESOLUTION OF THE CITY COUNCIL

No. 489

Approved August 16, 1999

RESOLVED, DECREED AND ORDERED:

That the following-named street shown as a cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064634."

VIZ: The West Approach Road so called and the East Approach Road so called shown as a cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), and (K-L-M-N-K) respectively having ceased to be useful to the public and is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

(1) The Petitioner shall convey an easement acceptable to the Narragansett Electric Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(2) The Petitioner shall convey an easement acceptable to Bell Atlantic which will permit retention of its facilities in their existing location together with the right to inspect, maintain, operate and replace the same and with twenty-four access to said facilities or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(3) The Petitioner shall convey an easement acceptable to the Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(4) The City retains for itself an easement which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined

IN CITY COUNCIL
APR 15 1999
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael R. Clement

THE COMMITTEE ON
Public Works
Recommends P. H.
Barbara A. Poirier
6/9/99 Clerk

P.H. held 6/9/99

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution

Barbara A. Poirier
7/19/99 Clerk

From

by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

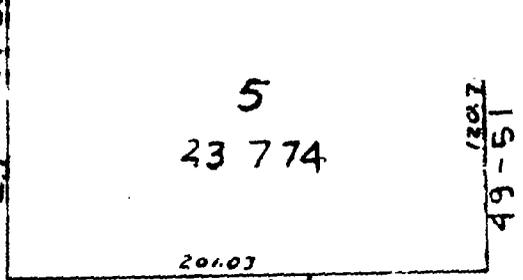
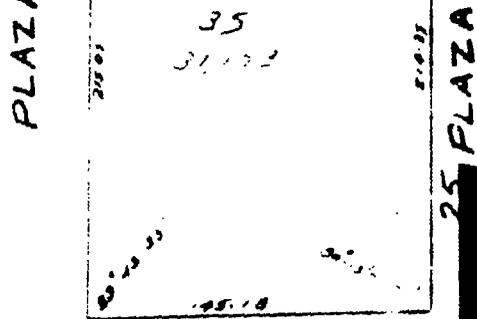
(5) That the Petitioner shall comply with the conditions to which reference is made in that communication from the Providence Water Supply Board dated 20 May 1999 which states that: "(A) Providence Water Supply Board shall require that the existing water mains and services be relocated, as needed, to accommodate the proposed use of Kennedy Plaza, and that (B), the Petitioner shall be responsible for any and all costs that are associated with the relocation of waterworks; and further that (C) the Petitioner will address these issues and receive approvals from Providence Water Supply Board regarding the relocation of mains and services.

ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be place on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

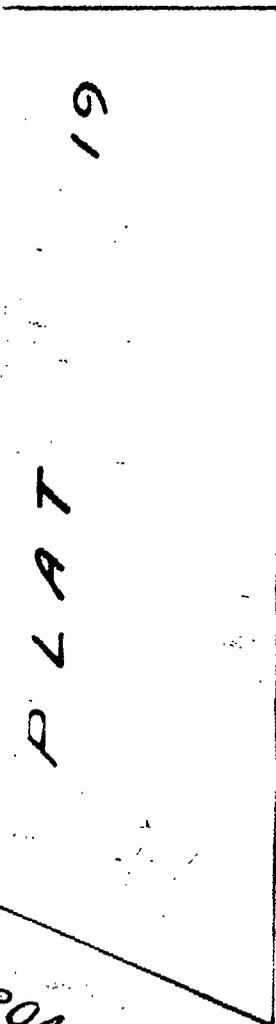
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

CITY COUNCIL
AUG 5 1999
READ AND PASSED
John J. Lombardi
PRES.
John M. Angelone
CLERK

APPROVED
AUG 16 1999
Luciano A. Cianci
MAYOR

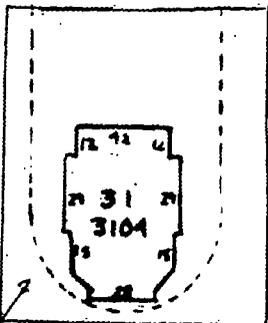


PLAZA



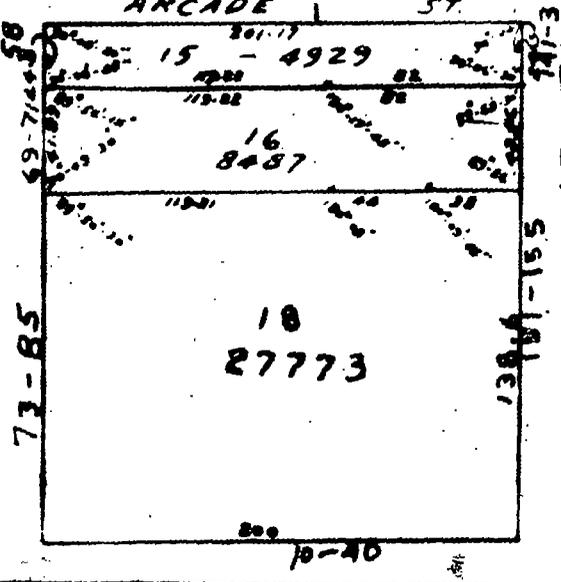
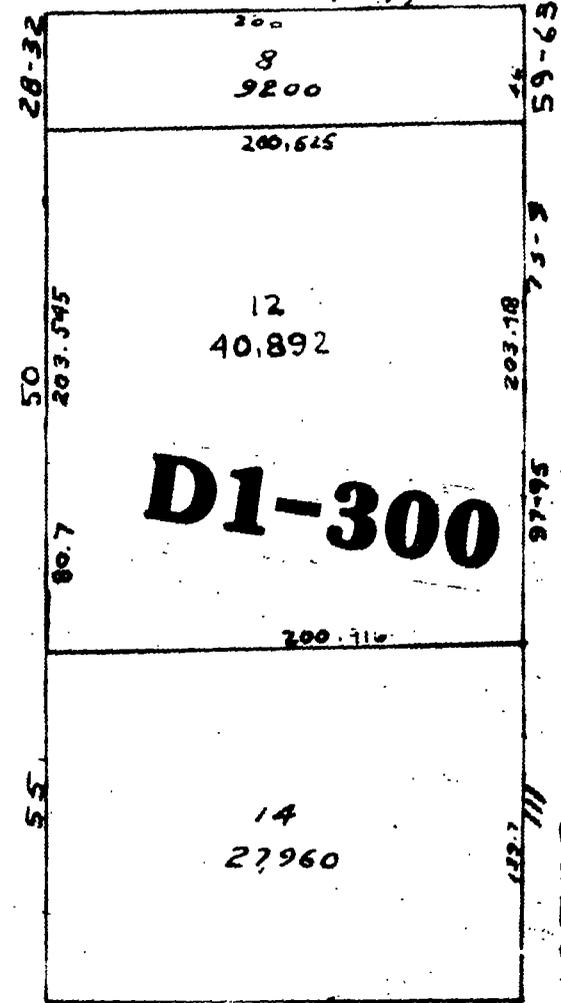
KENNEDY

O.S.



Approximate Area to be abandoned

KENNEDY



EXCHANGE ST

ARCADE ST

ST.

WESTMINSTER



APPROACH

ST.

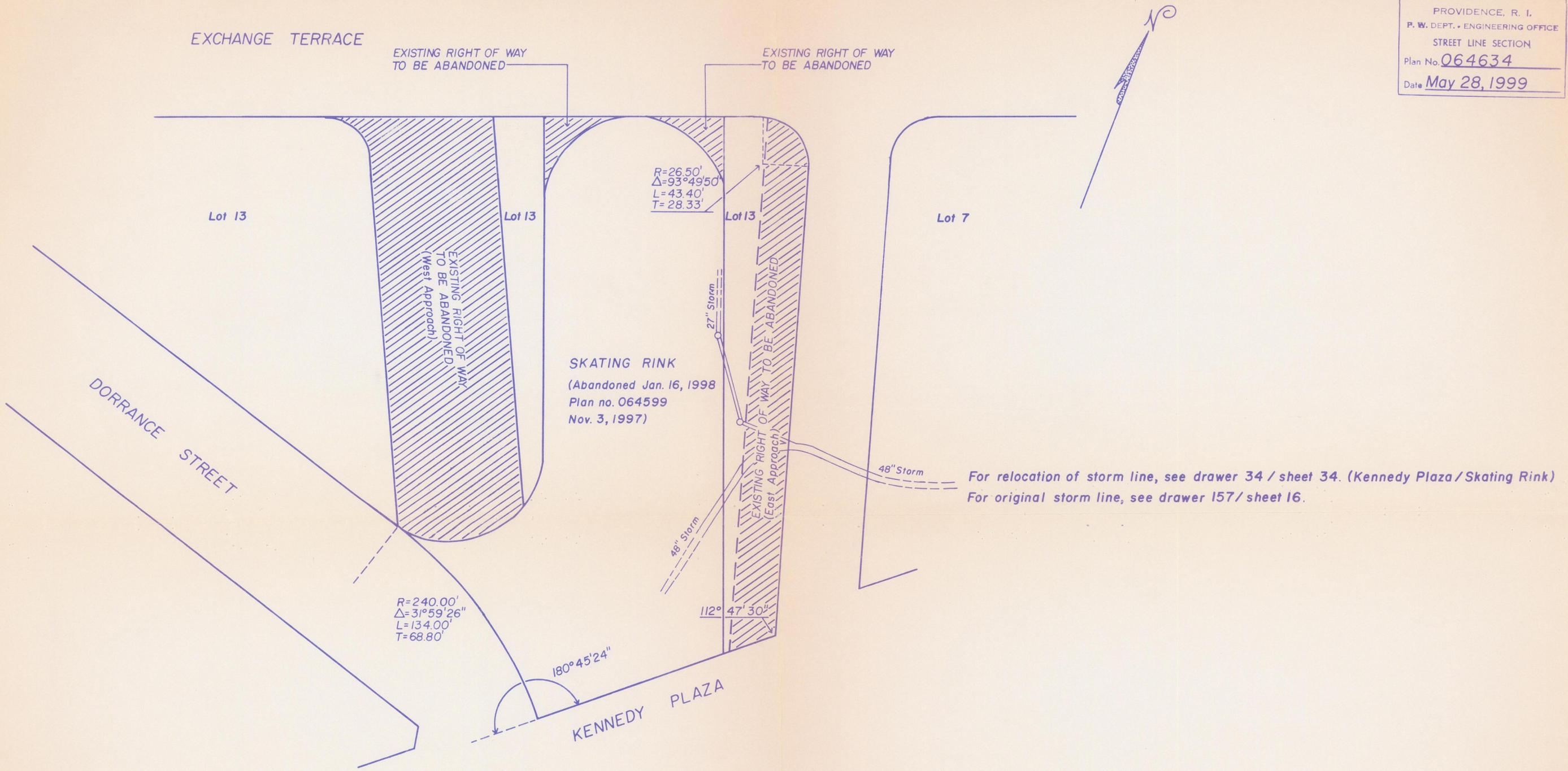
DACH

25

46

55

57



NOTES - Cross-hatched areas indicate proposed abandonments.
 Total square footage = 26,000.00±
 Full sewer easement will be required.

Lot numbers taken from A.P. 19

FRANCIS STREET

R.I.H.B. FND.
0.17' ON E.T.
0.14' OFF F.S.

D.H. FND.

D.H. FND.

EXCHANGE TERRACE

GRANITE CURB

100.00'
AREA BELOW
EXCHANGE TERRACE
WAS OLD
FRANCIS STREET

231°42'30"
31.44'

NO TAKING FOUND

80'

386.48'

100.00'

90°

R=26.50'
Δ=93°49'50"
L=43.40'
T=28.33'

Δ=141°42'30"
L=93.98'
T=109.45'

98,031 S.F.
2.250 Ac.

NO ABANDONMENT FOUND
WEST APPROACH

NO ABANDONMENT FOUND
EAST APPROACH

EAST APPROACH

DORRANCE STREET

ABANDON JANUARY 16, 1998
PLAN NO. 064599 NOV. 3, 1997

SKATING PAVILION

SKATING RINK

R=240.00'
Δ=31°59'26"
L=134.00'
T=68.80'

180°45'24"

140.00'

KENNEDY PLAZA

WASHINGTON STREET

LEGEND:

- A.P. ASSESSOR'S PLAT
- D.H. DRILL HOLE
- FND. FOUND
- G.B. GRANITE BOUND
- S.F. SQUARE FEET

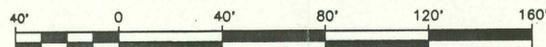
NOTES:

1. RESOLUTION OF THE CITY COUNCIL NO.8 APPROVED JANUARY 16, 1998 PORTION OF KENNEDY PLAZA & FRANCIS STREET BUS LOOP. PLAN NO. 064599
2. NO ABANDONMENT FOUND FOR EAST APPROACH ROAD AND THE WEST APPROACH ROAD.

REFERENCES:

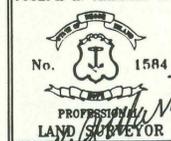
1. PROVIDENCE REDEVELOPMENT AGENCY RAILROAD RELOCATION PROJECT NO. R.I. R-8 PLAN SHOWING EXCHANGE TERRACE DIMENSION BY CHARLES A. MAGUIRE & ASSOCIATES.
2. DORRANCE STREET, KENNEDY PLAZA & EXCHANGE TERRACE, CITY STREET PLANS.
3. REPLAT OF SUBDIVISION OF PARCEL NO. 1 CAPITAL CENTER PROVIDENCE, R.I. DRAWN FOR UNION STATION SUBPARCEL II ASSOCIATES SURVEYED AND DRAWN BY MARRIER SURVEYING, INC. DATED OCTOBER 1987, REVISED APRIL, 1995.

GRAPHIC SCALE



SCALE: 1" = 40'

JOSEPH A. MARRIER JR.



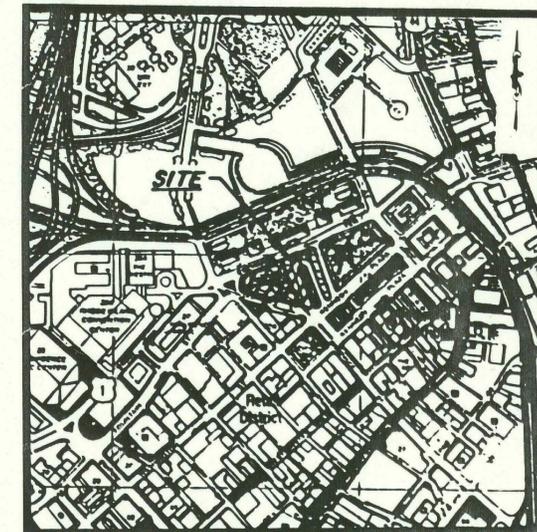
CERTIFICATION:

I CERTIFY THAT THIS SURVEY AND PLAN CONFORM TO A CLASS 1 STANDARD AS ADOPTED BY THE RHODE ISLAND BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS.

Joseph A. Marrier Jr.
JOSEPH A. MARRIER, JR., P.C.S.

4-7-99

DATE



LOCATION MAP

NOT TO SCALE

**FLEET SKATING CENTER
PROVIDENCE, RHODE ISLAND**

PREPARED FOR

PROVIDENCE PARK DEPARTMENT

SCALE: 1" = 40' DATE: NOVEMBER 20, 1998
REVISED: APRIL 7, 1999

PREPARED BY:

MARRIER SURVEYING, INC.
P.O. BOX 4089
RUMFORD, R.I. 02916

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 A PORTION OF KENNEDY PLAZA RIGHT-OF-WAY AND THE WEST APPROACH ROAD, PORTION OF THE EAST APPROACH ROAD AND REMAINING UNUSED RIGHT-OF-WAYS.

PLAT

LOT

NAME AND ADDRESS

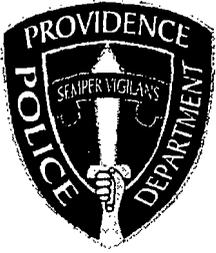
City of Providence
25 Dorrance Street
Providence, RI 02903

Ralph Gugliemino

Ralph Gugliemino
City Sergeant

5/21/99

Councilman John J. Lombardi
Ward 13



PROVIDENCE POLICE DEPARTMENT
TRAFFIC BUREAU
209 Fountain Street, Providence, RI 02903
LIEUTENANT JOHN F. GLANCY

8 May 99

To: Colonel Urbano Prignano Jr. Chief of Police
From: Lieutenant John F. Glancy, Commanding Traffic Bureau
Subject: Street Abandonment

A handwritten signature in black ink, appearing to be "John F. Glancy", is written over the "From:" line of the memo. The signature is fluid and cursive.

Sir:

After reviewing the attached petition, and conducting an investigation I feel that the abandonment of the West Approach Road would not have an effect on public safety or the traffic in the area.

JAMES F. RATTIGAN
CHIEF OF DEPARTMENT

DAVID N. BOCK
ASS'T. CHIEF OF DEPARTMENT



VINCENT A. CIANCI, JR.
MAYOR

JOHN J. PARTINGTON
COMMISSIONER

Department of Public Safety, Fire Department
"Building Pride In Providence"

April 27, 1999

Department of City Clerk
City Hall
Providence, RI 02903

To Whom It May Concern:

Please be advised that the proposal to enlarge Lot 31, AP 20 to accommodate a new and expanded transportation bus terminal and all accompanying requests pose no objections from the Providence Fire Department.

If you have any further questions, please do not hesitate to contact us.

Yours truly,



James F. Rattigan
Chief of Department

JFR:lra

Ferdinand C. Ithenacho, P.E.
Director



VINCENT A. CIANCI, JR.
Mayor

Department of Public Works
"Building Pride In Providence"

June 9, 1999

Hon. Robert M. Clarkin
Chairman of the Public Works Comm.
Providence City Council
City Hall - Prov., RI 02903

Re: Proposed Abandonment
West Approach Rd.
East Approach Rd. (Portion)
(At Kennedy Plaza/Dorrance St./Exchange Terrace)

Dear Councilman Clarkin:

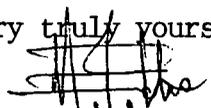
This department has no objection to the abandonments as noted above, as shown on accompanying plan entitled, "Providence, RI, P.W. Dept.- Engineering Office, Street Line Section, Plan No. 064634, Date May 28, 1999.

Areas to be abandoned are shown as cross-hatched areas on the accompanying plan designating West Approach Road (entirety) and East Approach Rd. (portion). Total square footage for this proposed abandonment is 26,000. ±.

Note that a Full Sewer Easement will be required for this proposed abandonment for both our 27" and 48" Storm Sewers.

If we can further assist in this regard, please advise.

Very truly yours,


Ferdinand C. Ithenacho, P.E.
Director

CC: G.F.
M. Clement
J. D'Amico
JTM
JJC
SZ

700 Allens Avenue ● Providence, Rhode Island 02905

(401) 467-7950 (Voice) ● 751-0203 (TDD) ● 941-2567 (Facsimile)

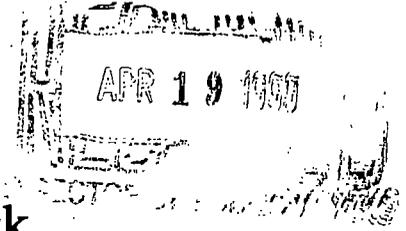
City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM



DATE: April 19, 1999

TO: Ferdinand Ihenacho, Director of Public Works

SUBJECT: **SEE ATTACHED PETITION**

CONSIDERED BY: Councilman Robert M. Clarkin, Chairman, Committee on Public Works

DISPOSITION: The accompanying petition is referred to you for study, report and recommendation and report back in writing to the above-named committee as soon as practical.

Bartlett A. Coerier
Deputy City Clerk

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

Whereas, the City intends to enlarge Lot 31, AP 20 to accommodate a new and expanded transportation bus terminal that will be leased to the Rhode Island Public Transit Authority (RIPTA) by the Board of Park Commissioners, and

Whereas, said Lot 31, AP 20 is not sufficient in size to accommodate such terminals, and

Whereas the former "West Approach Road" and a portion of the "East Approach Road" between Exchange Terrace and Kennedy Plaza were never abandoned to accommodate parcel consolidation of the Fleet Skating Rink,

The Board of Park Commissioners hereby requests that

1. A portion of the Kennedy Plaza right-of-way, and
2. The West Approach Road, Portions of the East Approach Road, and remaining unused rights-of-way

be abandoned by the Honorable City Council in accordance with the dimensions shown on the attached maps.



Nancy Derrig
Superintendent of Parks

ARMANDO PARILLO
Chairman

JOEL D. LANDRY, II, ESQ.
Vice Chairman

ROBERT J. KILDUFF, ESQ., P.E.
Secretary

FERNANDO S. CUNHA, ESQ.
Legal Advisor

BOYCE SPINELLI
Ex-Officio



VINCENT A. CIANCI, JR.
Mayor

RICHARD O. RAFANOVIC, P.E.
General Mgr./Chief Engr.

JOSEPH DE LUCA
City Councilman

RITA M. WILLIAMS
City Councilwoman

MARY A. NOCERA
Member

JOSEPH D. CATALDI
Member

May 20, 1999

Mr. Michael Clement
City Clerk
25 Dorrance Street
Providence, Rhode Island 02903

SUBJECT: Petition for Street Abandonment
Portion of Kennedy Plaza
Providence, Rhode Island

Dear Mr. Clement:

The referenced Petition, received from the Department of City Clerk, has been reviewed for any impact it may have on the Providence Water distribution system. Our records indicate that Providence Water owns and maintains 16 and 24 inch mains in the area of the proposed abandonment. Additionally there are multiple services that will be impacted.

If the Petition is approved, Providence Water shall require that the existing water mains and services be relocated, as needed, to accommodate proposed use of Kennedy Plaza. The Petitioner shall be responsible for any and all costs that are associated with the relocation of waterworks. This must be included as a condition if the Petition is approved.

Providence Water has no objections to the proposed abandonment provided that language in the approved Petition stipulates that the Petitioner will address these issues and receives approvals from Providence Water regarding the relocation of mains and services. If you have any questions, please feel free to contact me at (401) 521-6300 EXT 7244.

Respectfully,

Providence Water Supply Board
Richard O. Rafanovic, P.E.
Chief Engineer & General Manager

A handwritten signature in black ink, appearing to read "Peter McLaughlin".

By: Peter McLaughlin
Regulatory Services Program Manager

cc: P. Gadoury, P.E.
R. Kilduff, Esq., P.E.
File

Abdn1.wpd

NANCY L. DERRIG
Superintendent of Parks



VINCENT A. CIANCI, JR.
Mayor

Department of Public Parks

"Building Pride In Providence"

April 19, 1999

Mr. Michael Clement
City Clerk
City Hall
Providence, RI 02903

RE: Abandonment of a portion of the East Approach Road & the former west Approach Road

Dear Mr. Clement:

Upon review of all Department of Public Parks plans and records, it is the conclusion of the Parks Department that the abandonment of a portion of the East Approach Road, and the former West Approach Road will in no way effect any Parks Department facilities, and or future plans for the area.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "John A. Izzo".

John A. Izzo
Supervisor of Engineering & Planning

NANCY L. DERRIG
Superintendent of Parks



VINCENT A. CIANCI, JR.
Mayor

Department of Public Parks

"Building Pride In Providence"

April 19, 1999

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City Clerk
City Hall
Providence, RI 02903

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Sincerely yours,

A handwritten signature in cursive script, appearing to read "John A. Izzo".

John A. Izzo
Supervisor of Engineering & Planning

IRENE J. TESTA
Traffic Engineer

JOSEPH W. CAPRIO
Deputy Director



VINCENT A. CIANCI, JR.
Mayor

Department of Traffic Engineering
"Building Pride In Providence"

MEMORANDUM

TO: Councilman Robert Clarkin, Chairman
Committee on Public Works

FROM: Irene J. Testa, Director *IJT*

DATE: May 24, 1999

RE: PENDING MATTER

Request:

- 1) A portion of the Kennedy Plaza right-of-way, and
- 2) The West Approach Road, Portions of the East Approach Road, and remaining unused rights-of-way be abandoned.

Disposition: No objection.



PROVIDENCE CITY PLAN COMMISSION

"Planning the Future of Providence"

July 9, 1999

Councilman Robert M. Clarkin, Chairman
Committee on Public Works
City Hall
Providence, Rhode Island 02903

ATTENTION: Mr. Michael R. Clement, Jr., City Clerk

CPC Referral No. 3148. Abandonment of a portion of Kennedy Plaza for RIPTA's Intermodal Transit Center and abandonment of the West Approach Road and a portion of the East Approach Road of the Fleet Skating Center.

Dear Councilman Clarkin:

The City Plan Commission at its regular meeting on Tuesday, June 15, 1999, reviewed and evaluated the request from the Committee on Public Works on the petition to abandon a portion of Kennedy Plaza surrounding Lot 31 on Assessor's Plat 20, to accommodate a new RIPTA Intermodal Transit Center. Additionally, the petition requests the abandonment of the West Approach Road and portion of the East Approach Road with remaining unused right-of-way that was incorporated into the parcel of the Fleet Skating Center.

A petition was submitted by the Board of Park Commissioners to abandon two separate sections of Kennedy Plaza, The Parks Department already maintains and has ownership of the Fleet Skating Center and its surrounding grounds.

The Commission has reviewed and evaluated the request for consistency with the City's Comprehensive Plan. The Commission found the proposed abandonment of said right-of-way is consistent with *Providence 2000: The Comprehensive Plan*.

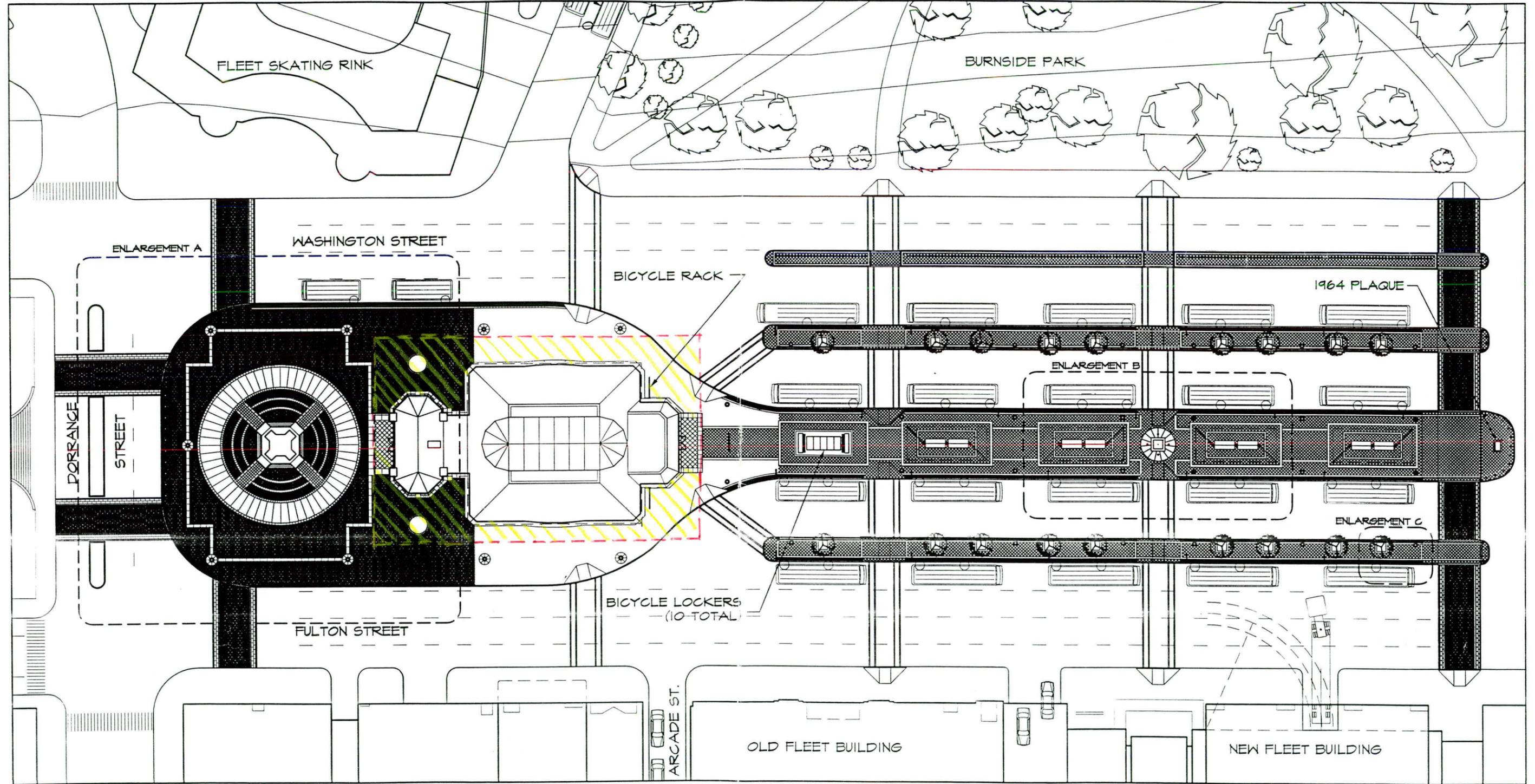
The City Plan Commission voted to recommend that the Committee on Public Works approve the petition to abandon the aforesaid public rights-of-way.

Regards,

A handwritten signature in black ink, appearing to read "T. Deller", enclosed within a large, hand-drawn oval.

Thomas E. Deller, AICP, Deputy Director

#1



PLOT DATE: 06/03/1999 09:23
 FILE NAME: P:\7115\00\CURRENT\WFA\LDSCAPE\PL01\TITLE3.DWG
 XREF FILES: SQ-BASE L-1\0100 SITE



**KENNEDY PLAZA
 INTERMODAL
 TRANSIT CENTER**

PROGRESS PRINT 6/7/99

Wallace, Floyd, Associates Inc.
 Architecture
 Landscape Architecture
 Planning
 Urban Design

SITE PLAN

Job No.:	17115
Drawn By:	XX
Checked By:	XX
Date:	06/14/99
Scale:	1"=20'

Dwg. No. **L-1**

FRANCIS STREET

R.I.H.B. FND.
0.17' ON E.T.
0.14' OFF F.S.

D.H. FND.

D.H. FND.

EXCHANGE TERRACE

EXISTING RIGHT OF WAY TO BE ABANDON

100.00'
AREA BELOW EXCHANGE TERRACE WAS OLD FRANCIS STREET

EXISTING RIGHT OF WAY TO BE ABANDON

60.52'

EXISTING RIGHT OF WAY TO BE ABANDON

GRANITE CURB

100.00'

231°42'30"

31.44'

35°17'30"

$\Delta=141^{\circ}42'30"$
 $L=93.98'$
 $T=109.45'$

386.48'

$R=26.50'$
 $\Delta=93^{\circ}49'50"$
 $L=43.40'$
 $T=28.33'$

98,031 S.F.
2.250 Ac.

EXISTING RIGHT OF WAY TO BE ABANDON

EXISTING RIGHT OF WAY TO BE ABANDON

EAST APPROACH

80'

268.30'

GRANITE CURB

DORRANCE STREET

BOOTH

ABANDON JANUARY 16, 1998
PLAN NO. 064599 NOV. 3, 1997

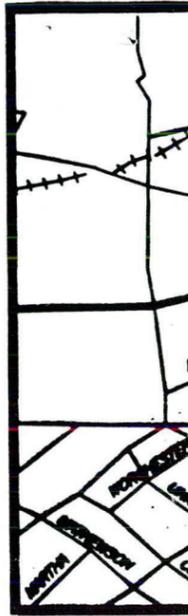
$R=240.00'$
 $\Delta=31^{\circ}59'26"$
 $L=134.00'$
 $T=68.80'$

KENNEDY PLAZA

WASHINGTON STREET



#2



LEGEND:

- A.P. ASSESSOR'S PLAT
- D.H. DRILL HOLE
- FND. FOUND
- G.B. GRANITE BOUND
- S.F. SQUARE FEET

CPC Referral No. 3148

#2 Proposed abandonment of the West Approach Road, Portions of the East Approach Road

and remaining unused rights-of-way

NOTES:

1. RESOLUTION OF THE CITY COUNCIL NO.8 APPROVED JANUARY 16, 1998 PORTION OF KENNEDY PLAZA & FRANCIS STREET BUS LOOP. PLAN NO. 064599
2. NO ABANDONMENT FOUND FOR EAST APPROACH ROAD AND THE WEST APPROACH ROAD.



FREE PROVIDE

PROVIDE

May 17, 1999

Ms. Barbara A. Poirier
Department of City Clerk
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Re: Abandonment of a Portion of Kennedy Plaza,
Abandonment of the West Approach Road,
Abandonment of the East Approach Road, and remaining unused rights-of-way.

Dear Barbara:

The Narragansett Electric Company (NEC) presently has underground facilities situated in the areas proposed for abandonment. NEC has no objection to the abandonment of these areas provided that in the event they are abandoned, an easement acceptable to NEC will permit the retention of our facilities in their existing locations.

If you have any questions feel free to call me at 401-784-7209.

Sincerely,



Michael D. DiNezza
Senior Real Estate Representative

Bell Atlantic
Right of Way Department
85 High Street
Pawtucket, RI 02860
401-727-9555



June 1, 1999

Providence City Council
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

Attn: Mr. Robert Clarkin

RE: PETITION TO ABANDON A PORTION OF KENNEDY PLAZA.

Bell Atlantic presently has underground facilities in said streets.

These facilities include conduit that provide service to the surrounding area.

Bell Atlantic will not object to the granting of said petition, provided that in the event the petition is granted, the petitioner will convey an easement to Bell Atlantic, which will permit retention of its facilities in existing locations with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities.

If it is decided by the petitioner that telephone facilities are to be relocated, the petitioner will assume all costs of the relocation.

Very truly yours,

Mary C. Hanley
for
Mary C. Hanley
E/P Manager - Right of Way



4/22/99

Ms. Barbara A. Poirier
Second Deputy City Clerk
Department of City Clerk
City of Providence
Providence, RI 02903

Re: Abandonment of a Portion of Kennedy Plaza, East Approach Road
and West Approach Road, Providence

Dear Ms. Poirier:

Providence Gas Company does own and maintain a 12" cast iron main near the proposed abandonment. Enclosed, please find our drawing 1879. This drawing shows the location of our 12" cast iron main. If our facilities are located within the abandonment area, we will require an easement. However, if the gas facilities do not fall within the proposed abandonment area we have no objections to the petition.

If you have any further questions please feel free to call me at 401 272-5040 ext. 573.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael McGuire".

Michael McGuire
Manager of Engineering Design & Drafting



4/22/99

2nd response 5/20/99

Ms. Barbara A. Poirier
Second Deputy City Clerk
Department of City Clerk
City of Providence
Providence, RI 02903

Re: Abandonment of a Portion of Kennedy Plaza, East Approach Road
and West Approach Road, Providence

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If you have any further questions please feel free to call me at 401 272-5040 ext. 573.

Sincerely,

Michael McGuire
Manager of Engineering Design & Drafting

RESOLUTION OF THE CITY COUNCIL

No. 489

Approved August 16, 1999

RESOLVED, DECREED AND ORDERED:

That the following-named street shown as a cross-hatched area on the accompanying plan entitled: "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064634."

VIZ: The West Approach Road so called and the East Approach Road so called shown as a cross-hatched area on the accompanying plan and designated by the letters (A-B-C-D-A), and (K-L-M-N-K) respectively having ceased to be useful to the public and is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

(1) The Petitioner shall convey an easement acceptable to the Narragansett Electric Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(2) The Petitioner shall convey an easement acceptable to Bell Atlantic which will permit retention of its facilities in their existing location together with the right to inspect, maintain, operate and replace the same and with twenty-four access to said facilities or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(3) The Petitioner shall convey an easement acceptable to the Providence Gas Company which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(4) The City retains for itself an easement which will permit retention of its facilities in their existing location, together with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, or in the alternative should it be determined

by the Petitioner that any such facilities need be relocated in order to comply with an intended use, the Petitioner shall assume all costs of relocation.

(5) That the Petitioner shall comply with the conditions to which reference is made in that communication from the Providence Water Supply Board dated 20 May 1999 which states that: "(A) Providence Water Supply Board shall require that the existing water mains and services be relocated, as needed, to accommodate the proposed use of Kennedy Plaza, and that (B), the Petitioner shall be responsible for any and all costs that are associated with the relocation of waterworks; and further that (C) the Petitioner will address these issues and receive approvals from Providence Water Supply Board regarding the relocation of mains and services.

ORDERED, That the Traffic Engineer be and he is hereby directed to cause a sign to be place on the above-named highway abandoned as aforesaid, having thereon the words, "Not a Public Highway", and it is further

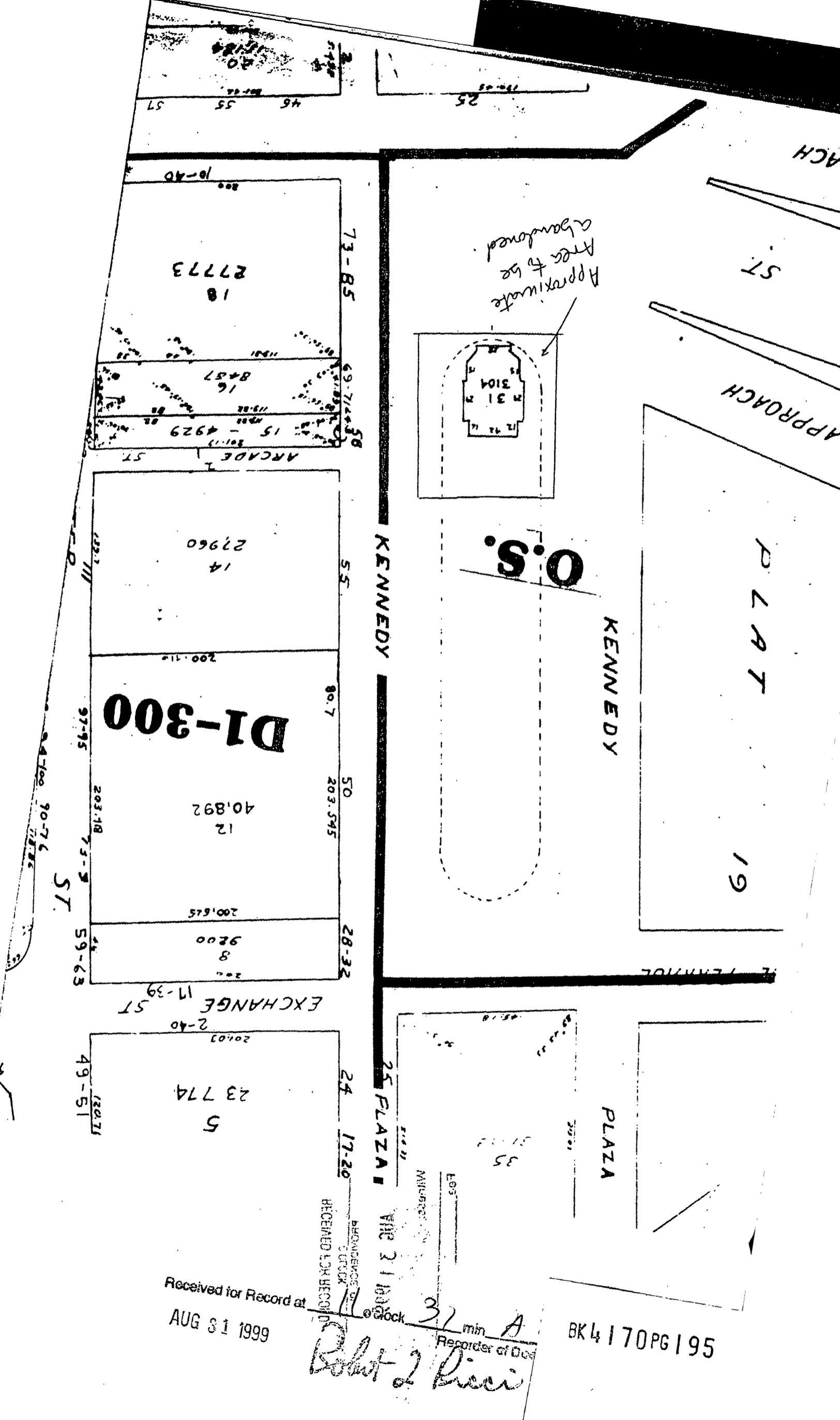
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper, published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

A True Copy,
Attest:

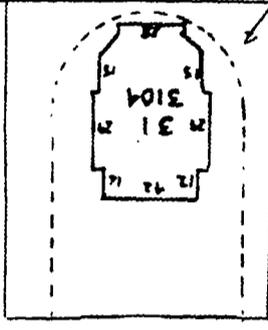


Michael R. Clement

Michael R. Clement
City Clerk



Approximate Area to be abandoned



O.S.

D1-300

EXCHANGE ST

PLAZA

25 PLAZA

Received for Record at

AUG 31 1999

RECEIVED FOR RECORD

37 min

Recorder of Deeds

Robert J. Ricci

BK 4170 PG 195

4170/193-195

35094

FILED
OCT 7 2 53 PM '99
CLERK
PROVIDENCE, R.I.

RECEIVED FOR RECORD
AT 10 O'CLOCK 37 MIN.
PROVIDENCE, RI

AUG 31 1999
Witness Robert L Ricci
Recorder of Deeds