

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 71

Approved February 13, 2002

RESOLVED, That Resolution Number 701, approved December 14, 2001, relative to the abandonment of a portion of Murphy Street, is hereby re-considered.

IN CITY COUNCIL
FEB 7 2002
READ AND PASSED

Robert Gray
ACTING PRES.

Michael R. Cleary
CLERK
80

APPROVED

FEB 13 2002
Vernon R. Lewis
MAYOR

1876

Cassius Clark

RESOLUTION OF THE CITY COUNCIL

No. 701

Approved December 14, 2001

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. 064658 dated September 7, 2000."

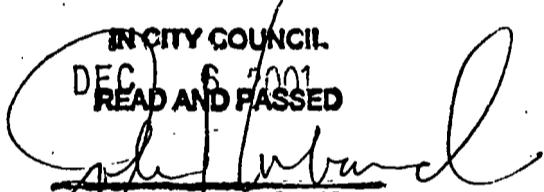
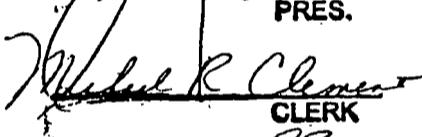
VIZ: Murphy Street (portion of) as described in Attachment "A" and shown as a cross-hatched area on the accompanying plan and designated by the letters A-B-C-D-E-A having ceased to be useful to the public and is proposed to be abandoned as a public highway. Said abandonment is specifically conditioned precedent upon the following:

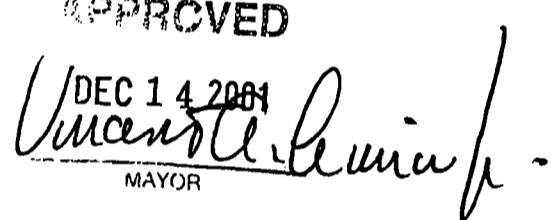
1. The Petitioner agrees to tender the amount of Twenty-four Thousand Three Hundred Dollars (\$24,300.00) in legal tender U.S. currency to the City of Providence.
2. The petitioner shall convey an easement acceptable to Verizon which will permit retention of its facilities in their existing location, 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.
3. The Petitioner shall meet the conditions to which reference is made in that communication from the Providence City Plan Commission dated 11 September, 2000 which provides that said abandonment ought to be subject to Petitioner providing landscaping, including shrubbery and wrought iron fences at the ends of the abandoned situs.
4. The Petitioner shall meet the conditions to which reference is made in that communication from the Providence Water Supply Board 25 September, 2000 with reference to replacing certain pipes and connectors.

5. Petitioner shall comply with all conditions contained herein 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.

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.

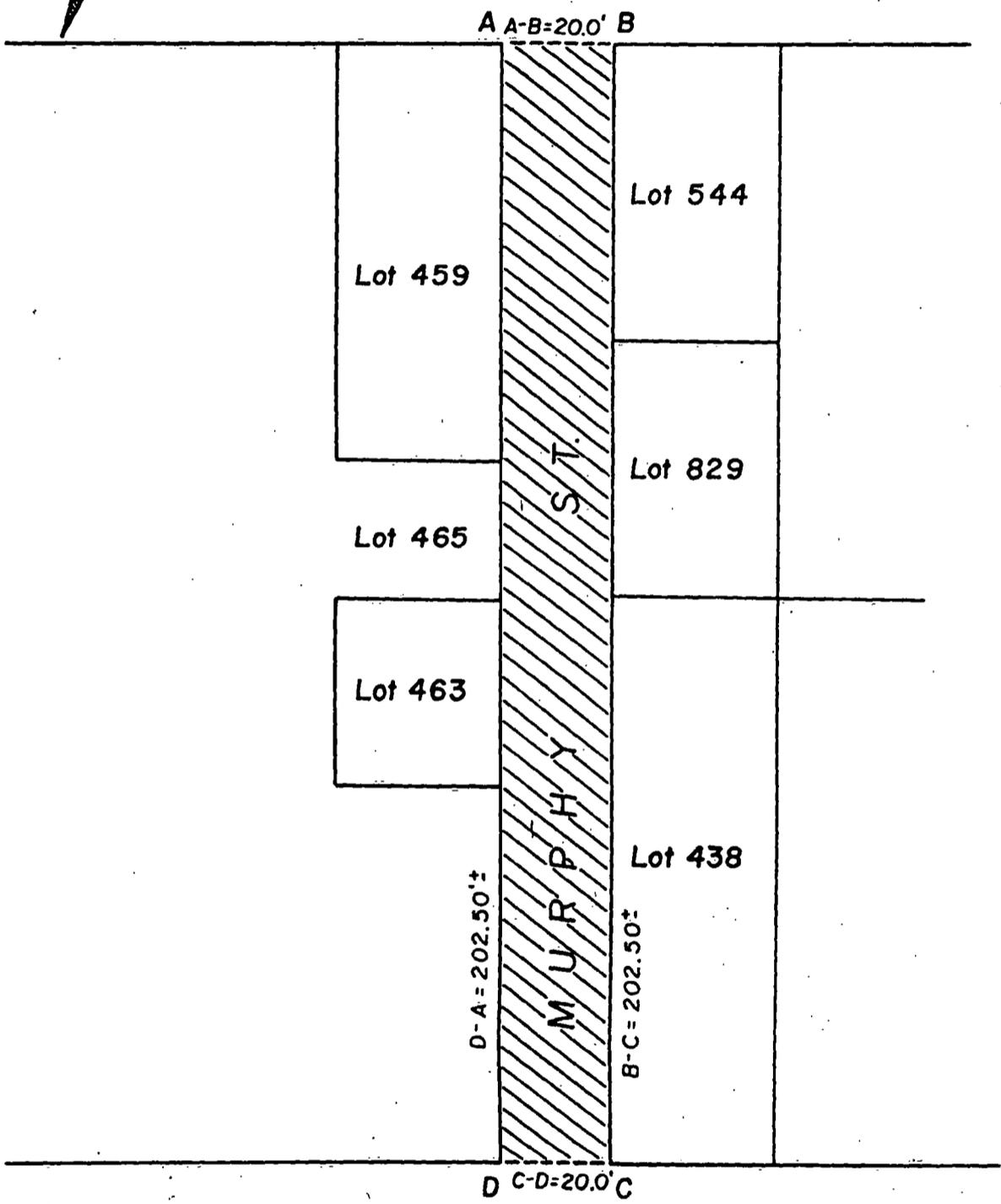
IN CITY COUNCIL.
DEC 6 2001
READ AND PASSED

PRES.

CLERK
30

APPROVED
DEC 14 2001

MAYOR



PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. 064658
 Date Sept. 7, 2000

SPRUCE ST.



ATWELLS AVE.

NOTES: Cross-hatched area (A-B-C-D-A) indicates proposed abandonment.
 Total square footage = 4050.00'±
 No sewer easement required (private drain)
 (See map from A.P. 28)

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing proposed abandonment of a portion of Murphy St.
 Drawn by A. Zisiades Checked by ALL
 Scale 1" = 30' Date 9-7-2000
 Corrected [Signature] Associate Engr.
 Approved [Signature] CHIEF ENGINEER