

CITY OF PROVIDENCE

RHODE ISLAND

IN CITY COUNCIL

OCT 5 1972



APPROVED:

Vernon Vespina
 CLERK

CITY COUNCIL

JOURNAL OF PROCEEDINGS

 No. 38 City Council Regular Meeting, Thursday, September 21, 1972, 8:00 P.M. (EDT)

PRESIDING

COUNCIL PRESIDENT

ROBERT J. HAXTON

ROLL CALL

Present: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Crowley, Darigan, DeVito, Johnson, Kelly, Lorenzo, Lynch, Mascia, McKiernan, J. Murphy, Payne, Pearlman, Prete, Sciarretta and Xavier—21.

Absent: Councilmen Cola, Goldin, Moran, W. Murphy, and Pisaturo—5.

INVOCATION

The Invocation is given by COUNCILMAN
FRANCIS J. DARIGAN, JR.

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

COUNCILMAN RUDOLPH DeVITO leads the
Members of the City Council and the Assemblage
in the Pledge of Allegiance to the Flag of the
United States of America.

APPROVAL OF RECORD

The Journal of Proceedings No. 37 of the Regular Meeting of the City Council held September 7, 1972, and posted September 19, 1972, on that Bulletin Board located on the ground floor of the City Hall, is approved as printed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

SCHEDULE OF BILLS

FROM ACTING PUBLIC SERVICE ENGINEER

Street Lighting Bill for the Month of August, 1972, in the Amount of \$74,419.26.

Approved, on motion of COUNCILMAN SCARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Council-

men Addison, Ahern, Beatini, Bradshaw, Brown, Crowley, Darigan, DeVito, Johnson, Kelly, Lorenzo, Lynch, McKiernan, J. Murphy, Payne, Pearlman, Prete, Sciarretta and Xavier—20.

Noes: None.

Absent: Councilmen Cola, Goldin, Mascia, Moran, W. Murphy, and Pisaturo—6.

ORDINANCES SECOND READING

The following Ordinances were in City Council September 7, 1972, Read and Passed the First Time and are Returned with Recommendation for Passage the Second Time:

An Ordinance Amending the Appropriation Ordinance Chapter 1972-32, Approved June 23, 1972, by Appropriating the Sum of Twenty-Five Thousand Dollars (\$25,000) to Finance Department, Data Processing Division, Item 1.

Be it ordained by the City of Providence:

Section 1. Chapter 1972-32 of the Ordinances of the City of Providence, as approved June 23, 1972, entitled: "An Ordinance Making Appropriation of \$76,070,746.51 for the Support of the City Government for the Fiscal Year Beginning July 1, 1972 and Ending June 30, 1973," is hereby amended by appropriating the sum of Twenty-Five Thousand Dollars (\$25,000) to Finance Department, DATA PROCESSING DIVISION, ITEM 1.

Sec. 2. The said sum of Twenty Five Thousand Dollars (\$25,000) as thus added and appro-

priated shall be obtained by authorizing and directing the City Controller and the City Treasurer to transfer the sum of Twenty Five Thousand Dollars (\$25,000) from Funds Not Otherwise Appropriated.

Sec. 3. This Ordinance shall take effect upon its passage.

An Ordinance Amending Chapter 1972-33 Entitled: "An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the City Departments," as approved June 23, 1972.

Be it ordained by the City of Providence:

Section 13: The number of employees in the City Assessor's Division is amended to not exceed twenty-seven (27).

Add: One (1) Assessment Aide

Section 18: The number of employees in the *Fire Department* is amended to not exceed five hundred twenty-three (523).

Add: One (1) Fire Chief Dispatcher

Delete: One (1) Fireman

Section 54: The number of employees in the *Civilian Defense Council* is amended to not exceed eight (8).

Add: One (1) Clerk Typist II

Delete: One (1) Clerk Stenographer I

Section 55: The number of employees in the *Providence Human Relations Commission* is amended to not exceed five (5).

Add: One (1) Administrative Assistant to Director of Human Relations Commission

Delete: One (1) Assistant Director (Providence Human Relations Commission)

One (1) Clerk Typist I (Part-Time)

Section 2. This Ordinance shall take effect upon its passage.

An Ordinance Amending Chapter 760, Section 1, "Establishing the Classification Plan for the City of Providence," as Approved August 7, 1953.

Be it ordained by the City of Providence:

Section 1. The Classification Plan as incorporated and adopted in Section 1 of the Ordinance Chapter 760, entitled: "An Ordinance Establishing a Classification Plan for the City of Providence," as amended, is hereby further amended in the following respects:

Add:

FIRE CHIEF DISPATCHER (405)

ASSESSMENT AIDE (189)

Sec. 2. This Ordinance shall take effect upon its passage.

An Ordinance Amending Chapter 1972-35, Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence," as Approved June 23, 1972, Relative to Certain Pay Grades — Fire Department.

Be it ordained by the City of Providence:

Section 1. Section 1 of the Ordinances of the City of Providence, approved June 23, 1972, is hereby amended as follows:

Change: "Pay Grades"

FIRE CHIEF

From — \$14,924 Yr. — *To* — \$15,730.00 Yr.

FIRE MARSHALL

From — \$11,284 Yr. — *To* — \$12,012.00 Yr.

RADIO ENGINEER

From — \$9,880.00 Yr. — *To* — \$10,504.00 Yr.

Add:

FIRE CHIEF DISPATCHER—\$10,504.00 Year

ASSESSMENT AIDE (Grade 9) — \$112.00 wk.
to \$127.00 wk.

Sec. 2. This Ordinance shall take effect upon its passage.

An Ordinance Amending Chapter 1972-36 Entitled: "An Ordinance Establishing the Salaries and Compensation to be Paid to the Several City Officials and Employees herein Named," as Approved June 23, 1972. (Providence Human Relations Commission.)

Be it ordained by the City of Providence:

Section 1. The salaries and compensation to be paid to the several city Officials and employees herein named and provided for shall be at the following rates, is hereby amended as follows:

Add:

Administrative Assistant to Director
of Human Relations \$7,020-\$8,060 per annum.

Delete:

Assistant Director (Providence Human Relations
Commission) \$8,164-\$9,204 per annum.

Sec. 2. This Ordinance shall take effect upon its passage.

An Ordinance Amending Chapter 1972-35, Entitled: "An Ordinance Establishing a Compensation Plan for the City of Providence," as Approved June 23, 1972, Relative to Pay Grades — Various.

Be it ordained by the City of Providence:

Section 1. Section 1 of the Ordinances of the City of Providence approved June 23, 1972, is hereby further amended as follows:

Change "Pay Grades":	From	To
Animal & Bird Curator	\$4.275 hr.	\$4.4250 hr.
Automobile Driver	2.97 "	3.12 "
Bath House Attendant I	2.40 "	2.55 "
Bath House Attendant II	2.525 "	2.675 "
Building Custodian	2.40 "	2.55 "
Building Custodian II	2.90 "	3.05 "

Change "Pay Grades":	From	To
Building Custodian III	3.15 "	3.30 "
Building Maint. Engineer I	3.15 "	3.30 "
Building Main. Engineer II	3.775 "	3.925 "
Elevator Operator	2.40 "	2.55 "
Fire Alarm Technician	3.775 "	3.925 "
Foreman Cable Crew	4.025 "	4.175 "
Foreman Line Crew	4.025 "	4.175 "
Maintenance Man II	3.075 "	3.225 "
Maintenance Man III	3.525 "	3.675 "
Meter Reader I	3.25 "	3.40 "
Meter Reader II	3.50 "	3.65 "
Parking Meter Maint. Man II	3.50 "	3.65 "
Police Signal Operator	2.40 "	2.55 "
Assistant Master Mechanic (Water)	3.60 "	3.75 "
Bird & Animal Handler	3.10 "	3.25 "
Cement Finisher	3.25 "	3.40 "
Curb Setter	3.15 "	3.30 "
Equipment Operator	3.05 "	3.20 "
Foreman	3.25 "	3.40 "
General Foreman	3.55 "	3.70 "
Heavy Equipment Operator	3.25 "	3.40 "
Highway Field Supervisor	4.00 "	4.15 "
Highway Yard Supervisor	4.00 "	4.15 "
Horticultural Supervisor	3.55 "	3.70 "
Laborer	3.00 "	3.15 "
Master Mechanic (Water)	4.20 "	4.35 "
Mechanic	3.25 "	3.40 "
Parking Meter Maint. Man I	3.05 "	3.20 "
Senior Mechanic	3.50 "	3.65 "
Sewer Const. Worker	3.10 "	3.25 "
Sewer Equip. Operator	3.15 "	3.30 "
Stationary Equip. Operator	3.10 "	3.25 "
Sewer & Drain Inspector	3.15 "	3.30 "
Sup. Environment Control	3.55 "	3.70 "
Charwoman	65.00 wk.	68.00 wk.
Traffic Marker and Sign Man I	3.25 hr.	3.40 hr.
Traffic Signal Maint. Man I	3.50 "	3.65 "
Traffic Signal Maint. Man II	3.75 "	3.90 "
Tree Trimmer	3.25 "	3.40 "
Watchman	2.10 "	2.25 "

Sec. 2. This Ordinance shall become effective retroactive to July 3, 1972.

An Ordinance in Amendment of Chapter 1972-35, Approved June 23, 1972, Establishing a Compensation Plan and Repealing Chapter 1971-86, Approved December 20, 1971.

Be it ordained by the City of Providence:

Section 1. Chapter 1972-35, approved June 23, 1972, establishing a Compensation Plan and repealing Chapter 1971-86, approved December 20, 1971, is hereby amended by deleting in Section 1, thereof, following the position "City Registrar of Vital Statistics" the figure "14" and inserting, in lieu thereof, the figure "10;" and in Section 1, thereof, the position of "Data Processing Coordinator" deleting the figure "15," and inserting, in lieu thereof, the figure "34."

Sec. 2. This Ordinance shall take effect upon its passage.

An Ordinance Approving and Adopting the Official Redevelopment Plan for the Lockwood Street Renewal Area, Project No. R.I. R-27.

Be it ordained by the City of Providence:

Whereas, The Providence Redevelopment Agency (hereinafter sometimes called "Local Public Agency") pursuant to the provisions of Title 45, Chapters 31-33 (inclusive) of the General Laws of Rhode Island, 1956, as amended, entitled "Redevelopment Act of 1956," has formulated and submitted to the City Council on

, for its consideration, an Urban Renewal Plan approved by the Local Public Agency, for an Urban Renewal Area, which said Urban Renewal Plan is entitled, "Redevelopment Plan, 1972, Lockwood Street Renewal Area" and comprises a report consisting of 36 pages of text 3 exhibits and 4 maps; and

Whereas, A general plan has been prepared by the City Plan Commission and is recognized and used as a guide for the general development of the City of Providence as a whole; and

Whereas, The said Urban Renewal Plan concerns itself with areas which have been designated Redevelopment Areas by the City Council of the City of Providence by Chapter 103 of the Ordinances of the City of Providence, approved July 6, 1948, as amended by Chapter 69-44 of the Ordinances of the City of Providence, approved November 28, 1969, in conformity with the provisions of Section 22 of Chapter 1802 of the Public Laws of Rhode Island 1946, as amended, and Title 45, Chapter 32, Section 4 of the General Laws of Rhode Island, 1956, as amended.

Whereas, A copy of said Urban Renewal Plan was transmitted to the City Plan Commission on January 5, 1972; and

Whereas, The City Plan Commission, which is duly designated and acting official planning body for the City, has submitted to the City Council its report and recommendations respecting the Urban Renewal Plan for Lockwood Street Renewal Area and has certified that said Urban Renewal Plan conforms to the said general plan for the City as a whole, and the City Council has duly considered said report, recommendation and certification of the planning body; and

Whereas, The plan indicates that an inspection of the dwelling units in the Area by trained housing inspectors, using the "Appraisal Method for Measuring the Quality of Housing" developed by the American Public Health Service and supplemented by the Providence Building Code for all residential buildings, and an evaluation of non-residential structures performed by the trained inspectors indicate that the Area is a deteriorated blighted area under the provisions of Title 45, Chapter 31, Section 8 (4).

Whereas, The plan indicates that a survey, based upon a detailed inspection of 88 of the 88 structures (a 100% sample) within the said Lockwood Street Renewal Area was made.

(1) Of the 83 residential structures within the area, 83 were inspected. These inspections revealed the following basic exterior deficiencies: 71% of the total number of the dwelling units inspected were found to have at least one basic deficiency in essential dwelling facilities. Basic deficiencies include serious deterioration, serious overcrowding, lack of dual egress, lack of sanitary facilities and serious inadequacies in lighting and ventilation. A basic deficiency indicates a serious violation of minimum standards for continued dwelling occupancy and building safety which ordinarily would justify removing occupants from the dwelling until the violation was corrected.

(2) Surveying the non-residential structures were investigators who were either inspectors of the Providence Department of Building Inspection and/or professional architects or engineers. In both instances, the same method of evaluation was employed.

Of the total number of 83 residential structures in the Area, 29 or (36%) were found to be substandard, seriously deficient or unsafe.

Whereas, The plan as submitted contains a finding that the area included in the proposed Urban Renewal Plan qualified as a deteriorated area under the provisions of Title I of the United States Housing Act of 1949, as amended, (hereinafter sometimes called "Housing Act") and is deteriorated blighted area within the meaning of the "Redevelopment Act of 1956" as amended to date, because there exist in the area buildings or improvements, used or intended to be used for living, commercial, industrial or other purposes, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) defective design or unsanitary or unsafe character or condition or physical construction, (4) defective or inadequate street and lot layout, (5) mixed character, deterioration or shifting of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously affect the entire area. The Lockwood

Street Renewal Area is not restricted to, nor does it consist entirely of, lands, buildings, or improvements which of themselves are detrimental, but is an area in which such conditions exist, and injuriously affect the entire area.

Whereas, The Providence Redevelopment Agency has prepared a plan for the relocation of families that may be displaced as a result of carrying out the Project in accordance with said Urban Renewal Plan and has submitted to the City Council a Relocation Plan for the Project, identified as the Lockwood Street Renewal Area; and

Whereas, There have also been presented to the City Council information and data respecting the Relocation Plan which have been prepared by the Providence Redevelopment Agency as a result of studies, surveys and inspections in the Lockwood Street Renewal Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

Whereas, The members of this Body have general knowledge of the conditions prevailing in the Lockwood Street Renewal Area and of the availability of proper housing in the locality for the relocation of families that may be displaced from the Lockwood Street Renewal Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such Relocation Plan; and

Whereas, Under the provisions of Title I of the Housing Act of 1949, as amended, the United States Department of Housing and Urban Development is authorized to provide financial assistance to local public agencies for undertaking and carrying out of urban renewal projects; and

Whereas, The Providence Redevelopment Agency has applied for financial assistance under said Housing Act and has entered into a planning contract for financial assistance under said Act with the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development, pursuant to which Act Federal Funds have been provided for the project; and

Whereas, The Providence Redevelopment Agency has applied for additional financial assistance under the Housing Act and proposed to enter into an additional contract or contracts with the Department of Housing and Urban Development for the undertaking of, and for making available additional financial assistance for the Lockwood Street Renewal Area; and

Whereas, It is provided in said Act that contracts for financial aid under the Housing Act shall require that the Urban Renewal Plan for the Lockwood Street Renewal Area, be approved by the Governing Body of the locality in which the Project is situated and that such approval include findings by the Governing Body that (1) the financial aid to be provided in the contract is necessary to enable the land with the Lockwood Street Renewal Area to be redeveloped in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plans for the Urban Renewal Areas in the locality as a whole, for the redevelopment of such areas by private enterprise; and (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and

Whereas, There has also been presented to the City Council information and data respecting Urban Renewal Plans for the Urban Renewal Areas in the City of Providence including the following: Capital Improvement Programs for 1950-1956, 1951-1957, 1952-1958, 1953-1959, 1954-1960, 1955-1961, 1956-1962, 1957-1963, 1958-1964, 1959-1965, 1960-1966, and 1961-1967, 1962-1968, 1963-1969, 1964-1970, 1965-1971, 1966-1972, 1967-1973, 1968-1974, and the Annual Reports of the Providence Redevelopment Agency for 1948 through 1967 (inclusive); and

Whereas, At a public hearing held on _____, following notice of the date, time, place and purpose of such hearing, the City Council Committee on Urban Redevelopment, Renewal and Planning duly considered the Urban Renewal Plan, and all evidence and testimony for and against the adoption of such Plan, in accordance with the provisions of the "Redevelopment Act of 1956;" and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for Lockwood Street Renewal Area, and will require, among other things, but not by way of limitation, the widening, vacation and removal of streets, the construction and installation of streets, curbs and sidewalks, grading and other public facilities and other public actions; and

Whereas, It is necessary that the City Council take appropriate official action respecting the Relocation Plan and said Urban Renewal Plan for Lockwood Street Renewal Area, in conformity with the requirements of the "Redevelopment Act of 1956" and the contract or contracts for financial assistance between the Providence Redevelopment Agency and the United States of America acting by and through the Secretary of Housing and Urban Development; and

Now, Therefore, Be It Ordained by the City of Providence:

1. The Project is hereby designated at "Lockwood Street Renewal Area."

1. The Project is hereby designated as "Lockwood Street Renewal Area" for the purposes of the Urban Renewal Plan the certain tract of land situated in the City of Providence and State of Rhode Island, which is bounded as described in Exhibit A, which is attached hereto and made a part hereof as if more fully set forth herein.

3. It be and hereby is found and determined in relation to the Lockwood Street Renewal Area on the basis of the facts set forth in the reports and documents mentioned in the Preamble of this Ordinance and upon the basis of evidence and testimony presented at the public hearing on said Plan;

(a) That within the Lockwood Street Renewal Area:

(1) 36% of the structures are substandard or seriously deficient or unsafe in that these structures contain serious deterioration, lack

of dual egress, lack of sanitary facilities, serious inadequacies in lighting and ventilation, serious overcrowding.

(b) That within the Lockwood Street Renewal Area:

(2) There exists the following environmental deficiencies:

- a. Defective or Inadequate Street and/or Lot Layout.
- b. Incompatible or Shifting Uses.
- c. Obsolete or Aged Buildings, Not Suitable for Improvement or Conversion.
- d. Inadequate Provision for Ventilation, Light, Sanitation, Open Space and Recreation Facilities.
- e. Defective Design or Unsanitary or Unsafe Character or Condition of Physical Construction.

4. It be and hereby is found and determined that because of a predominance of conditions of dilapidation, deterioration, obsolescence, inadequate provision for light and sanitation, unsanitary and unsafe character and condition of physical construction, mixed character of uses which injuriously affect the entire Area and constitute a menace to the public health, safety and welfare of the inhabitants of the Area and of the Community generally, said Urban Renewal Area is a deteriorated and blighted area within the meaning of Sections 2-8 inclusive of Chapter 31 of the "Redevelopment Act of 1956," as amended, and that said Lockwood Street Renewal Area is hereby determined to be a deteriorated blighted area.

5. It be and hereby is found that the Lockwood Street Renewal Area requires clearance, replanning, redevelopment, and improvement and rehabilitation under the provisions of the "Redevelopment Act of 1956."

6. It be and hereby is declared to be the purpose and intent of this Body to eliminate the

deteriorated and substandard conditions existing in the Lockwood Street Renewal Area and the replacement of such conditions by a well-planned area in accordance with and by the means provided in the "Redevelopment Act of 1956."

7. It is hereby found, declared and determined that:

(a) The Urban Renewal Plan for Lockwood Street Renewal Area will redevelop said Urban Renewal Area in conformity with the provisions of the "Redevelopment Act of 1956;" will effectuate the purpose and policy of said Act; and will promote the public health, safety, morals and welfare of the City of Providence.

(b) The Urban Renewal Plan for said Urban Renewal Area conforms to the general or master plan for the City of Providence as a whole.

(c) The Urban Renewal Plan for said Urban Renewal Area is feasible and the financial aid provided pursuant to the contracts for financial assistance pertaining to the Area between the Providence Redevelopment Agency and the Secretary of the Department of Housing and Urban Development under the provisions of Title I of the United States Housing Act of 1969, as amended, is necessary to enable the land in the Urban Renewal Area to be redeveloped in accordance with the Urban Renewal Plan for the Urban Renewal Area.

(d) The acquisition of the real property in accordance with the said Plan for the Lockwood Street Renewal Area is in the public interest.

(e) Adequate provision for payment for property which may be acquired by the exercise of eminent domain has been made in the Urban Renewal Plan.

(f) The Urban Renewal Plan contains adequate safeguards to assure the carrying out of the work of redevelopment in accordance with the Urban Renewal Plan.

(g) The Urban Renewal Plan provides for the retention of controls and the establishment

of restrictions and covenants which may run with the land.

(h) The Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the redevelopment of other areas of the City by private enterprise.

8. The Providence Redevelopment Agency shall sell, lease or dispose of land in the Project Area only in accordance with the terms of the Redevelopment Plan and subject to the restrictions, covenants and conditions set forth therein and which are hereby found and declared to be necessary to effectuate the purposes of the "Redevelopment Act of 1956."

9. In enacting this Ordinance, the City Council intends to comply with the provisions of the "Redevelopment Act of 1956" which relate to adoption of an Urban Renewal Plan for an approved Urban Renewal Area so that the blighted and substandard conditions in this Urban Renewal Area can be eliminated and the Urban Renewal Area can be redeveloped in accordance with the Urban Renewal Plan to attain the public purposes and policy of the "Redevelopment Act of 1956" and thereby to protect and promote and be in the interest of the public health, safety, morals and general welfare of the people in the State as a whole and particularly the people of this City.

10. The Urban Renewal Plan for the Lockwood Street Renewal Area consisting of a booklet containing a table of contents, 36 pages of text, 3 exhibits and 4 maps is hereby approved, adopted and designated as the Official Urban Renewal Plan for the Lockwood Street Renewal Area and is herein incorporated by reference made in part hereof and designated as "Exhibit B."

11. The Providence Redevelopment Agency is hereby fully authorized to carry out this Official Urban Renewal Plan. Provided, however, that the Agency shall not enter into any contracts for disposition of property in the Urban Renewal Area until at least ten days after the City Council

of the City of Providence has received at a regular or special meeting a report from the Providence Redevelopment Agency concerning the proposed sale or lease.

12. In order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference to, among other, the vacation and removal of streets, the relocation of sewer and water mains and other public facilities and, accordingly, this Body hereby:

(a) Pledges its cooperation in helping to carry out said Official Urban Renewal Plan;

(b) Requests the various officials, departments, boards and agencies of the City of Providence having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan;

(c) Declares that it will institute proceedings for the opening, closing, widening or changing the grade of streets and other modifications of the street layout as set forth in the Official Urban Renewal Plan;

(d) Declares that it will provide the City's share of the Net Project Cost of the redevelopment of the Urban Renewal Area, and hereby allocates a cash contribution of \$700,117.00 and a non-cash contribution of \$15,865.00 representing the estimated amount of its share of Net Project Cost;

(e) Authorizes the Mayor, upon the execution of a Loan and Grant contract between the Providence Redevelopment Agency and the Department of Housing and Urban Development to convey to the Agency all of its rights, title and interest in the parcels of land or any building or structure thereon described below and shall receive credit on its obligations hereunder for the full and fair market value thereof as approved by the Government.

Parcel A

Beginning at the intersection of the southerly right-of-way line of Point Street and the westerly property line of A.P. 23 Lot 177.

Thence southerly along the property line of A.P. 23 Lot 177 for a distance of 123' to the northerly right-of-way line of West Clifford Street.

Thence easterly along the northerly right-of-way line of West Clifford Street for a distance of 76' to the intersection of the easterly property line of A.P. 23 Lot 177.

Thence northerly along the easterly property line of A.P. 23 Lot 177 for a distance of 66' to the intersection of the southerly right-of-way line of Point Street.

Thence westerly along the southerly right-of-way line of Point Street for a distance of 117' to the point of *Beginning*.

Parcel B

Beginning at the intersection of the easterly right-of-way line of West Clifford Street and the southerly property line of A.P. 23 Lot 169.

Thence easterly along the property line of A.P. 23 Lot 169 for a distance of 55' to the easterly property line of A.P. 23 Lot 169.

Thence northerly along the property line of A.P. 23 Lot 169 for a distance of 4' to the northerly property line of A.P. 23 Lot 169.

Thence westerly along the property line of A.P. 23 Lot 169 to the easterly right-of-way line of West Clifford Street.

Thence southerly along the easterly right-of-way line of West Clifford Street to the point and place of *Beginning*.

(f) Declares that in addition it will furnish \$2,500.00 which sum represents real estate taxes on unimproved land.

(g) Declares that after completion of all street construction, and facilities, water lines, storm and sanitary sewer construction as indicated in the Urban Renewal Plan, all ways within the Urban Renewal Area scheduled to become public ways and all the aforementioned facilities and utilities shall be dedicated by the Agency to the public and the City shall accept such dedication.

(h) Stands ready to consider and take appropriate action upon any other proposals and measures designed to effectuate said Urban Renewal Plan.

13. It is further found and determined that the method and means set forth in the Urban Renewal Plan for relocating families who are to be displaced by the Urban Renewal Plan is feasible: and that the proposals set forth in the Relocation Plan for the proper relocation of the families displaced in carrying out the Urban Renewal Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely affected to permit the proper prosecution and completion of the Urban Renewal Plan; and that such dwellings or dwelling units available or to be made available to such displaced families are at least equal in number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the Urban Renewal Area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their place of employment.

14. It is hereby found and determined that the Official Redevelopment Plan gives due consideration to the provision of adequate park and recreational areas and facilities as may be desirable for neighborhood improvement with special consideration for health, safety and the welfare of children residing in the general vicinity of the site covered by said Plan.

15. It is hereby found and determined that there are educational institutions and a hospital located in or near the area covered by the Plan,

and it is further found and determined that in addition to the elimination of slums and blight from such area, the undertaking of the Redevelopment Plan in such area will further promote the public welfare and the proper development of the Community (1) by making land in such area available for disposition, for uses in accordance with the Official Redevelopment Plan, to such educational institutions or hospital for redevelopment in accordance with the use or uses specified in the Official Redevelopment Plan, (2) by providing, through the redevelopment of the Area in accordance with Official Redevelopment Plan, a cohesive neighborhood environment compatible with the functions and needs of such educational institutions or hospital, or (3) by any combination of the foregoing.

16. It is hereby further found and determined that consideration has been given in the Official Redevelopment Plan for the Project Area to the development of a sewer system to serve the Project Area which will, to the maximum extent feasible, provide for effective control of storm and sanitary wastes.

17. To obtain the additional financial assistance under the provision of Title I of the "Housing Act of 1949," as amended, necessary to carry out the Official Redevelopment Plan for said Urban Renewal Area, the filing by the Providence Redevelopment Agency of any application or applications for such additional financial assistance under Title I of the "Housing Act of 1949," as amended, is hereby approved.

18. This Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy of this Ordinance to the Providence Redevelopment Agency.

EXHIBIT A

Project Boundary Description

Lockwood Street Renewal Project R.I. R-27

Beginning at a point where the southerly right-

of-way line of Pearl Street intersects the westerly right-of-way line of Friendship Street;

Thence, extending in an easterly direction along the southerly right-of-way line of Pearl Street to the easterly right-of-way line of Beacon Street;

Thence, extending in a northerly direction along the easterly right-of-way line of Point Street;

Thence, extending in a south-westerly right-of-way line of Friendship Street;

Thence, extending in a southerly direction along the western right-of-way line of Friendship Street to the southerly right-of-way line of Pearl Street which forms the point of *Beginning*.

An Ordinance Approving the Urban Renewal Plan and the Feasibility of Relocation for the Lockwood Street Renewal Project R.I. R-27.

Be it ordained by the City of Providence:

Whereas, Under the provisions of Title 1 of the Housing Act of 1949, as amended, the Secretary of Housing and Urban Development is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out urban renewal projects; and

Whereas, It is provided in such Act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective project area be approved by the governing body of the locality in which the project is situated and that such approval include findings by the governing body that: (1) the financial aid to be provided in the contract is necessary to enable the Program to be undertaken in accordance with the Urban Renewal Plan, (2) the Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment

of the urban renewal area by private enterprise; (3) The Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and (4) the Urban Renewal Plan gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the sites covered by the plan; and

Whereas, The Providence Redevelopment Agency (hereinafter called the "Local Public Agency") has entered into a planning contract for financial assistance under such Act with the United States of America, acting by and through the Secretary of Housing and Urban Development, pursuant to which Federal funds were provided for; and

Whereas, It is desirable and in the public interest that the Local Public Agency undertake and carry out the urban renewal project (hereinafter called the "Project") identified as "Lockwood Street Renewal Project R.I. R-27" and encompassing the area bounded by Point Street to the north; Beacon Avenue to the east; Pearl Street to the south and Friendship Street to the west; in the City of Providence, State of Rhode Island (hereinafter called the "Locality"); and

Whereas, The Local Public Agency has applied for financial assistance under such Act and proposed to enter into a contract or contracts with the Department of Housing and Urban Development for the undertaking of, and for making available financial assistance for, the Project; and

Whereas, The Local Public Agency has made studies of the location, physical condition of structures, land use, environmental influences, and social cultural and economic conditions of the project area and has determined that the areas are deteriorated, blighted areas and that they are detrimental and a menace to the safety, health, and welfare of the inhabitants and users thereof and of the locality at large, because of buildings or improvements, either used or in-

tended to be used for living, commercial, industrial or other purposes, or any combination of such uses, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) high density of population and overcrowding, (4) defective design or unsanitary or unsafe character or conditions of physical construction, (5) defective or inadequate street and lot layout, (6) mixed character, shifting or deterioration of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously effect the entire area. The members of this Governing Body have been fully appraised by the Local Public Agency and are aware of these facts and conditions; and

Whereas, There has been prepared and referred to the City Council of the Locality (hereinafter called the "Governing Body") for review and approval an Urban Renewal Plan for the Project area, dated March, 1972, and consisting of 36 pages, 3 exhibits and 4 maps; supported by the following supplementary material, data, and recommendations not a part of the Urban Renewal Plan: Relocation Activity Report, consisting of Relocation Activity Report, consisting of 8 pages and 5 exhibits and a General Relocation Plan, consisting of 41 pages; and

Whereas, The Urban Renewal Plan has been approved by the Governing Body of the Local Public Agency, as evidenced by the copy of said Body's duly certified resolution approving the Urban Renewal Plan which is attached thereto; and

Whereas, A general plan has been prepared and is recognized and used as a guide for the general development of the locality as a whole; and

Whereas, The City Plan Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Urban Renewal Plan for the Project area and has certified that the Urban Renewal

Plan conforms to the general plan for the Locality as a whole, and the Governing Body has duly considered the report recommendations and certification of the planning body; and

Whereas, The Urban Renewal Plan for the Project area prescribes certain land uses for the project area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action; and

Whereas, The Local Public Agency has prepared and submitted a program for the relocation of individuals and families that may be displaced as a result of carrying out the Project in accordance with the Urban Renewal Plan; and

Whereas, There have also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the Local Public Agency as a result of studies, surveys, and inspections in the area comprising the Program and the assembling and analysis of the data and information obtained from such studies, surveys and inspections; and

Whereas, The members of the Governing Body have general knowledge of the conditions prevailing in the project area and of the availability of proper housing in the locality for the relocation of individuals and families that may be displaced from the Project area and, in the light of such knowledge of local housing conditions have carefully considered and reviewed such proposals for relocation; and

Whereas, It is necessary that the Governing Body take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with the contract for financial assistance between the Local Public Agency and the United States of America, acting by and through the Secretary of Housing and Urban Development; and

Whereas, The Governing Body is cognizant of the conditions that are imposed in the undertak-

ing and carrying out of Urban renewal activities and undertaking with Federal financial assistance under Title 1; including those prohibiting discrimination because of race, color, creed, or national origin.

Now, Therefore, be It resolved by the City Council of the City of Providence:

1. That it is hereby found and determined that the Project is a deteriorated, blighted area and qualifies as an eligible Project area under Title 45, Chapters 31-33 of the General Laws of Rhode Island, 1956 as amended.

2. That the Urban Renewal Plan for the Project, having been duly reviewed and considered, are hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

3. That it is hereby found and determined that where clearance is proposed that the objectives of the Urban Renewal Plan cannot be achieved through more extensive rehabilitation of the Project area.

4. That it is hereby found and determined that the Urban Renewal Plan for the Project conforms to the general plan of the Locality.

5. That it is hereby found and determined that the financial aid to be provided pursuant to the contracts for Federal financial assistance pertaining to the Project is necessary to enable the Project to be undertaken in accordance with the Urban Renewal Plan for the Project area.

6. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the renewal of the Area by private enterprise.

7. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighbor-

hood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the sites covered by the Plan.

8. That it is hereby found and determined that the Program for the proper relocation of individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonable and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families, are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Project, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

9. That, in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the Urban Renewal Plan, (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Urban Renewal Plan, and (c) stands ready to consider to take appropriate action upon proposals and measures designed to effectuate the Urban Renewal Plan.

10. That financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in

the Project Area to be renewed in accordance with the Urban Renewal Plan for the Project Area, and accordingly, the Local Public Agency is authorized to file an application for financial assistance under Title 1.

11. That this resolution shall take effect immediately.

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

1. He is the duly qualified and acting City Clerk of the City Council of the City of Providence (hereinafter called the "Governing Body") and the custodian of the records of the Governing Body, including the Journal of the Proceedings of the City Council, and is duly authorized to execute this certificate.

2. Attached hereto is a true and correct copy of a resolution including the *Whereas* clauses, adopted at a meeting of the Governing Body held on the day of , 1972.

3. Said resolution has been duly recorded in the minutes of said meeting and is now in full force and effect.

4. Said meeting was duly convened and held in all respects in accordance with law and the by-laws of the City Council of the City of Providence. To the extent required by law or said by-laws, due and proper notice of said meeting was given. A legal quorum of members of the Governing Body was present throughout said meeting and a legally sufficient number of members of the Governing Body voted in the proper manner for the adoption of said resolution. All other requirements and proceedings under law, said by-laws, or otherwise, incident to the proper adoption of said resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

5. If the seal appears below, it constitutes the official seal of the City Council of the City of Providence and was duly affixed by the undersigned at the time this certificate was signed. If

no seal appears below, the City Council of the City of Providence does not have and is not legally required to have an official seal.

In Witness Whereof, The undersigned has hereunto set his hand this _____ day of _____, 1972.

An Ordinance Granting the Consent of the City of Providence to the Acquisition of its Interest in Certain Lands in the Lockwood Street Urban Renewal Area by the Providence Redevelopment Agency.

Be it ordained by the City of Providence:

Section 1. Pursuant to the provision of Title 45, Chapter 32, Section 25 of the General Laws of Rhode Island, 1956, the City of Providence hereby consents to the acquisition by the Providence Redevelopment Agency by eminent domain proceedings in connection with the Lockwood Street Urban Renewal Area of the fee to and/or all of the estate or interest of the City of Providence in the following described lots or parcels of land with all buildings or improvements thereon:

Assessor's Plat	Lot
23	177
23	169

Sec. 2. This Ordinance shall take effect upon its passage.

An Ordinance Approving and Adopting the Official Redevelopment Plan for Upper South Providence Urban Renewal Area, as Amended.

Be it ordained by the City of Providence:

Whereas, The Providence Redevelopment Agency (hereinafter sometimes called "Local

Public Agency") pursuant to the provisions of Title 45, Chapters 31-33 (inclusive) of the General Laws of Rhode Island, 1956, as amended, entitled "Redevelopment Act of 1956," has formulated and submitted to the City Council on _____, for its consideration, an Urban Renewal Plan approved by the Local Public Agency, for an Urban Renewal Area, which said Urban Renewal Plan is entitled, "Redevelopment Plan 1972-1973, Upper South Providence Urban Renewal Area" and comprises a report consisting of 55 pages of text, 4 exhibits and 5 maps; and

Whereas, A general plan has been prepared by the City Plan Commission and is recognized and used as a guide for the general development of the City of Providence as a whole; and

Whereas, The said Urban Renewal Plan concerns itself with areas which have been designated Redevelopment Areas by the City Council of the City of Providence by Chapter 103 of the Ordinances of the City of Providence, Approved July 6, 1948, as amended by Chapter 69-44 of the Ordinances of the City of Providence, approved November 28, 1969, in conformity with the provisions of Section 22 of Chapter 1802 of the Public Laws of Rhode Island 1946, as amended, and Title 45, Chapter 32, Section 4 of the General Laws of Rhode Island, 1956, as amended.

Whereas, A copy of said Urban Renewal Plan was transmitted to the City Plan Commission on January 5, 1972; and

Whereas, The City Plan Commission, which is the duly designated and acting official planning body for the City, has submitted to the City Council its report and recommendations respecting the Urban Renewal Plan for the Upper South Providence Urban Renewal Area and has certified that said Urban Renewal Plan conforms to the said general plan for the City as a whole, and the City Council has duly considered said report, recommendation and certification of the planning body; and

Whereas, The plan indicates that an inspection of the dwelling units in the Area by trained housing inspectors, using the "Appraisal Method for

Measuring the Quality of Housing" developed by the American Public Health Service and supplemented by the Providence Building Code for all residential buildings, and an evaluation of non-residential structures performed by trained housing inspectors indicate that the Area is a deteriorated blighted area under the provisions of Title 45, Chapter 31, Section 8 (4).

Whereas, The plan indicates that a survey, based upon a detailed inspection of 1,067 of the 1,067 structures (a 100% sample) within the said Urban Renewal Area was made.

(1) Of the 912 residential structures within the area, 912 were inspected. These inspections revealed the following basic exterior deficiencies: 55% of the total number of the dwelling units inspected were found to have at least one basic deficiency in essential dwelling facilities. Basic deficiencies include serious deterioration, serious overcrowding, lack of dual egress, lack of sanitary facilities and serious inadequacies in lighting and ventilation. A basic deficiency indicates a serious violation of minimum standards for continued dwelling occupancy and building safety which ordinarily would justify removing occupants from the dwelling until the violation was corrected.

(2) Surveying the non-residential structures were investigators who were either inspectors of the Providence Department of Building Inspection and/or professional architects or engineers. In both instances, the same method of evaluation was employed.

Of the total number of 912 residential structures in the Area, 182 or (20%) were found to be substandard, seriously deficient or unsafe.

Whereas, The plan as submitted contains a finding that the area included in the proposed Urban Renewal Plan qualified as a deteriorated area under the provisions of Title I of the United States Housing Act of 1949, as amended, (hereinafter sometimes called "Housing Act") and as a deteriorated blighted area within the meaning of the "Redevelopment Act of 1956" as amended to date, because there exist in the area buildings

or improvements, used or intended to be used for living, commercial, industrial or other purposes, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) defective design, or unsanitary or unsafe character or condition or physical construction, (4) defective or inadequate street and lot layout, (5) mixed character, deterioration or shifting of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously affect the entire area. The Upper South Providence Urban Renewal Area is not restricted to, nor does it consist entirely of, lands, buildings, or improvements which of themselves are detrimental, but is an area in which such conditions exist, and injuriously affect the entire area.

Whereas, The Providence Redevelopment Agency has prepared a plan for the relocation of families that may be displaced as a result of carrying out the Project in accordance with said Urban Renewal Plan and has submitted to the City Council a Relocation Plan for the Project, identified as "Upper South Providence Urban Renewal Area;" and

Whereas, There have also been presented to the City Council information and data respecting the Relocation Plan which have been prepared by the Providence Redevelopment Agency as a result of studies, surveys and inspections in the Upper South Providence Urban Renewal Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

Whereas, The members of this Body have general knowledge of the conditions prevailing in the Upper South Providence Urban Renewal Area and of the availability of proper housing in the locality for the relocation of families that may be displaced from Upper South Providence Urban Renewal Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such Relocation Plan; and

Whereas, Under the provisions of Title I of the Housing Act of 1949, as amended, the United States Department of Housing and Urban Development is authorized to provide financial assistance to local public agencies for undertaking and carrying out of urban renewal projects; and

Whereas, The Providence Redevelopment Agency has applied for financial assistance under said Housing Act and has entered into a planning contract for financial assistance under said Act with the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development, pursuant to which Act Federal funds have been provided for the project; and

Whereas, The Providence Redevelopment Agency has applied for additional financial assistance under the Housing Act and proposed to enter into an additional contract with the Department of Housing and Urban Development for the undertaking of, and for making available additional financial assistance for Upper South Providence Urban Renewal Area; and

Whereas, It is provided in said Act that contracts for financial aid under the Housing Act shall require that the Urban Renewal Plan for Upper South Providence Urban Renewal Area be approved by the Governing Body of the Locality in which the Project is situated and that such approval include findings by the Governing Body that (1) the financial aid to be provided in the contract is necessary to enable the land within Upper South Providence Urban Renewal Area to be redeveloped in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plans for the Urban Renewal Areas in the locality as a whole, for the redevelopment of such areas by private enterprise; and (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and

Whereas, There has also been presented to the City Council information and data respecting Urban Renewal Plans for the Urban Renewal Areas in the City of Providence including the following: Capital Improvement Programs for 1950-1956, 1951-1957, 1952-1958, 1953-1959, 19-

54-1960, 1955-1961, 1956-1962, 1957-1963, 1958-1964, 1959-1965, 1960-1966, and 1961-1967, 1962-1968, 1963-1969, 1964-1970, 1965-1971, 1966-1972, 1967-1973, 1968-1974, and the Annual Reports of the Providence Redevelopment Agency for 1948 through 1967 (inclusive); and

Whereas, At a public hearing held on _____, following notice of the date, time, place and purpose of such hearing, the City Council Committee on Urban Redevelopment, Renewal and Planning duly considered the Urban Renewal Plan, and all evidence and testimony for and against the adoption of such Plan, in accordance with the provisions of the "Redevelopment Act of 1956;" and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for Upper South Providence Urban Renewal Area, and will require, among other things, but not by way of limitation, the widening, vacation and removal of streets, the construction and installation of streets, curbs and sidewalks, grading and other public facilities and other public actions; and

Whereas, It is necessary that the City Council take appropriate official action respecting the Relocation Plan and said Urban Renewal for Upper South Providence Urban Renewal Area, in conformity with the requirements of the "Redevelopment Act of 1956" and the contract or contracts for financial assistance between the Providence Redevelopment Agency and the United States of America acting by and through the Secretary of the Department of Housing and Urban Development;

Now, Therefore, Be It Ordained by the City of Providence:

1. The Project is hereby designated as "Upper South Providence Urban Renewal Area."

2. It is hereby found and determined that for the purposes of the Urban Renewal Plan the Upper South Providence Urban Renewal Area comprises that certain tract of land situated in the City of Providence and State of Rhode

Island, which is bounded as described in Exhibit A, which is attached hereto and made a part hereof as if more fully set forth herein.

3. It be and hereby is found and determined in relation to the Upper South Providence Urban Renewal Area on the basis of the facts set forth in the reports and documents mentioned in the Preamble of this Ordinance and upon the basis of evidence and testimony presented at the public hearing on said Plan;

(a) That within the Upper South Providence Urban Renewal Area:

(1) 20% of the structures are substandard or seriously deficient or unsafe in that these structures contain serious deterioration, lack of dual egress, lack of sanitary facilities, serious inadequacies in lighting and ventilation, serious overcrowding.

(b) That within the Upper South Providence Urban Renewal Area:

(2) There exists the following environmental deficiencies:

- a. Defective or inadequate street and/or Lot Layout.
- b. Incompatible or Shifting Uses.
- c. Obsolete or Aged Buildings, Not Suitable for Improvement or Conversion.
- d. Inadequate Provision for Ventilation, Light, Sanitation, Open Space and Recreation Facilities.
- e. Defective Design or Unsantiary or Unsafe Character or Condition of Physical Construction.

4. It be and hereby is found and determined that because of a predominance of conditions of dilapidation, deterioration, obsolescence, inadequate provision for light and sanitation, unsanitary and unsafe character and condition of physical construction, mixed character of uses which

injuriously affect the entire Area and constitute a menace to the public health, safety and welfare of the inhabitants of the Area and of the community generally, said Urban Renewal Area is a deteriorated and blighted area within the meaning of Sections 2-8 inclusive of Chapter 31 of the "Redevelopment Act of 1956," as amended, and that said Upper South Providence Urban Renewal Area is hereby determined to be a deteriorated blighted area.

5. It be and hereby is found that the Upper South Providence Urban Renewal Area requires clearance, replanning, redevelopment, and improvement and rehabilitation under the provisions of the "Redevelopment Act of 1956."

6. It be and hereby is declared to be the purpose and intent of this Body to eliminate the deteriorated and substandard conditions existing in the Upper South Providence Urban Renewal Area and the replacement of such conditions by a well-planned area in accordance with and by the means provided in the "Redevelopment Act of 1956."

7. It is hereby found, declared and determined that:

(a) The Urban Renewal Plan for Upper South Providence Urban Renewal Area will redevelop said Urban Renewal Area in conformity with the provisions of the "Redevelopment Act of 1956;" will effectuate the purposes and policy of said Act; and will promote the public health, safety, morals and welfare of the City of Providence.

(b) The Urban Renewal Plan for said Urban Renewal Area conforms to the general or master plan for the City of Providence as a whole.

(c) The Urban Renewal Plan for said Urban Renewal Area is feasible and the financial aid provided pursuant to the contract or contracts for financial assistance pertaining to the Area between the Providence Redevelopment Agency and the Secretary of the Department of Housing and Urban Development under provisions of Title I of the United States Housing Act of 1949,

as amended, is necessary to enable the land in the Urban Renewal Area to be redeveloped in accordance with the Urban Renewal Plan for the Urban Renewal Area.

(d) The acquisition of the real property in accordance with the said Plan for the Upper South Providence Urban Renewal Area is in the public interest.

(e) Adequate provision for payment for property which may be acquired by the exercise of eminent domain has been made in the Urban Renewal Plan.

(f) The Urban Renewal Plan contains adequate safeguards to assure the carrying out of the work of redevelopment in accordance with the Urban Renewal Plan.

(g) The Urban Renewal Plan provides for the retention of controls and the establishment of restrictions and covenants which may run with the land.

(h) The Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the redevelopment of other areas of the City by private enterprise.

8. The Providence Redevelopment Agency shall sell, lease or dispose of land in the Project Area only in accordance with the terms of the Redevelopment Plan and subject to the restrictions, covenants and conditions set forth therein and which are hereby found and declared to be necessary to effectuate the purposes of the "Redevelopment Act of 1956."

9. In enacting this Ordinance, the City Council intends to comply with the provisions of the "Redevelopment Act of 1956" which relate to adoption of an Urban Renewal Plan for an approved Urban Renewal Area so that the blighted and substandard conditions in this Urban Renewal Area can be eliminated and the Urban Renewal Area can be redeveloped in accordance with the Urban Renewal Plan to attain the public purposes and policy of the "Redevelopment

Act of 1956" and thereby protect and promote and be in the interest of the public health, safety, morals and general welfare of the people in the State as a whole and particularly the people of this City.

10. The Urban Renewal Plan for Upper South Providence Urban Renewal Area consisting of a booklet containing a table of contents, 55 pages of text, 4 exhibits and 5 maps is hereby approved, adopted and designated as the Official Urban Renewal Plan for Upper South Providence Urban Renewal Area and is herein incorporated by reference, made a part hereof and designated as "Exhibit B."

11. The Providence Redevelopment Agency is hereby fully authorized to carry out this Official Urban Renewal Plan. Provided, however, that the Agency shall not enter into any contracts for disposition of property in the Urban Renewal Area until at least ten days after the City Council of the City of Providence has received at a regular or special meeting a report from the Providence Redevelopment Agency concerning the proposed sale or lease.

12. In order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference to, among others, the vacation and removal of streets, the relocation of sewer and water mains and other public facilities and, accordingly, this Body hereby:

(a) Pledges its cooperation in helping to carry out said Official Urban Renewal Plan;

(b) Requests the various officials, departments, boards and agencies of the City of Providence having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan;

(c) Declares that it will institute proceedings for the opening, closing, widening or changing the grade of streets and other modifications of

the street layout as set forth in the Official Urban Renewal Plan;

(d) Declares that it will provide the City's share of the Net Project Cost of the redevelopment of the Urban Renewal Area, and hereby allocates a non-cash contribution of \$610,843 and a cash contribution of \$333,736 representing the estimated amount of its share of Net Project Cost;

(e) Authorizes the Mayor, upon the execution of a Loan and Grant contract between the Providence Redevelopment Agency and the Department of Housing and Urban Development to convey to the Agency all of its rights, title and interest in the parcels of land or any building or structure thereon described below and shall receive credit on its obligations hereunder for the full and fair market value thereof as approved by the Government.

(f) Declares that in addition it will furnish \$2,000.00 which sum represents real estate taxes on unimproved lands.

(g) Declares that after completion of all street construction, and facilities, water lines, storm and sanitary sewer construction as indicated in the Urban Renewal Plan, all ways within the Urban Renewal Area scheduled to become public ways and all aforementioned facilities and utilities shall be dedicated by the Agency to the public and the City shall accept such dedication.

(h) Stands ready to consider and take appropriate action upon any other proposals and measures designed to effectuate said Urban Renewal Plan.

13. It is further found and determined that the method and means set forth in the Urban Renewal Plan for relocating families who are to be displaced by the Urban Renewal Plan is feasible; and that the proposals set forth in the Relocation Plan for the proper relocation of the families displaced in carrying out the Urban Renewal Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely affec-

ted to permit the proper prosecution and completion of the Urban Renewal Plan; and that such dwellings or dwelling units available or to be made available to such displaced families are at least equal in number to the number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the Urban Renewal Area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their place of employment.

14. It is hereby found and determined that the Official Redevelopment Plan gives due consideration to the provision of adequate park and recreational areas and facilities as may be desirable for neighborhood improvement with special consideration for the health, safety and the welfare of children residing in the general vicinity of the site covered by said Plan.

15. It is hereby found and determined that there are educational institutions and a hospital located in or near the area covered by the Plan, and it is further found and determined that in addition to the elimination of slums and blight from such area, the undertaking of the Redevelopment Plan in such area will further promote the public welfare and the proper development of the community (1) by making land in such area available for disposition, for uses in accordance with the Official Redevelopment Plan, to such educational institutions or hospital for redevelopment in accordance with the use or uses specified in the Official Redevelopment Plan, (2) by providing, through the redevelopment of the Area in accordance with the Official Redevelopment Plan, a cohesive neighborhood environment compatible with the functions and needs of such educational institutions or hospital; or (3) by any combination of the foregoing.

16. It is hereby further found and determined that consideration has been given in the Official Redevelopment Plan for the Project Area to the development of a sewer system to serve the Project Area which will, to the maximum extent feasible, provide for effective control of storm and sanitary wastes.

17. To obtain the additional financial assistance under the provision of Title I of the "Housing Act of 1949," as amended, necessary to carry out the Official Redevelopment Plan for said Urban Renewal Area, the filing by the Providence Redevelopment Agency of any application or applications for such additional financial assistance under Title I of the "Housing Act of 1949," as amended, is hereby approved.

18. This Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy of this Ordinance to the Providence Redevelopment Agency.

EXHIBIT A

Boundary Description

Upper South Providence Renewal Area

Beginning at the intersection of the southerly right-of-way line of Public Street and the westerly right-of-way line of Broad Street;

Thence, easterly along the southerly right-of-way line of Public Street to the westerly right-of-way line of Interstate 95;

Thence, northerly, along the westerly right-of-way line of Interstate 95 to the southerly right-of-way line of Eudora Street;

Thence, easterly and northerly along the southerly and easterly right-of-way line of Eudora Street to the southerly right-of-way line of Rhodes Street;

Thence, easterly along the southerly right-of-way line of Rhodes Street to its point of intersection with the westerly pavement line of Interstate 95;

Thence, northerly along the westerly pavement line of Interstate 95 to its point of intersection with the southerly right-of-way line of Blackstone Street, which is the westerly right-of-way line of Interstate 95;

Thence, westerly, northerly and westerly along the westerly right-of-way line of Interstate 95 to the easterly right-of-way line of Eddy Street;

Thence, northerly along the easterly right-of-way line of Eddy Street to the point of intersection with the westerly pavement line of Interstate 95;

Exhibit A-1

Thence, northerly along the westerly pavement line of Interstate 95 to its intersection with the northerly right-of-way line of Point Street;

Thence, westerly along the northerly right-of-way line of Point Street to the easterly right-of-way line of Interstate 95 service road;

Thence, northerly along the easterly right-of-way line of Interstate 95 service road to the westerly right-of-way line of Broad Street;

Thence, southerly along the westerly right-of-way line of Broad Street to the southerly right-of-way line of Public Street, which forms the point of beginning.

(For related text exhibits and maps, see files of City Council.)

Exhibit A-2

An Ordinance Approving the Urban Renewal Plan and the Feasibility of Relocation for the Upper South Providence Renewal Area.

Be it ordained by the City of Providence:

Whereas, under the provisions of Title 1 of the Housing Act of 1949, as amended, the Secretary of Housing and Urban Development is authorized to provide financial assistance to Local Public Agencies for undertaking and

carrying out Neighborhood Development Programs; and

Whereas, it is provided in such Act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective urban renewal area comprising the Neighborhood Development Program be approved by the governing body of the locality in which the area is situated and that such approval include findings by the governing body that: (1) the financial aid to be provided in the contract is necessary to enable the Program to be undertaken in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and (4) the Urban Renewal Plan gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the sites covered by the Plan; and

Whereas, it is desirable and in the public interest that the Providence Redevelopment Agency (hereinafter called the "Local Public Agency") undertake and carry out the Neighborhood Development Program (herein called the "Program") identified as the Neighborhood Development Program and encompassing the area bounded by Broad Street on the west, Public Street on the south and the westerly taking lines of Interstate Route 95 on the east; in the City of Providence, State of Rhode Island (hereinafter called the "Locality"); and

Whereas, the Local Public Agency has applied for financial assistance under such Act and proposed to enter into a contract or contracts with the Department of Housing and Urban Development for the undertaking of, and for making available financial assistance for, the Program; and

Whereas, the Local Public Agency has made studies of the location, physical condition of structures, land use, environmental influences, and social, cultural and economic conditions of the urban renewal area or areas comprising the Program and has determined that the areas are deteriorated, blighted areas and that they are detrimental and a menace to the safety, health, and welfare of the inhabitants and users thereof and of the locality at large, because of buildings or improvements, either used or intended to be used for living, commercial, industrial or other purposes, or any combination of such uses, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) high density of population and overcrowding, (4) defective design or unsanitary or unsafe character or conditions of physical construction, (5) defective or inadequate street and lot layout, (6) mixed character, shifting or deterioration of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously effect the entire area. The members of this Governing Body have been fully appraised by the Local Public Agency and are aware of these facts and conditions; and

Whereas, There has been prepared and referred to the City Council of the Locality (herein called the "Governing Body") for review and approval, an Urban Renewal Plan for the Upper South Providence Urban Renewal Area, dated , 1972-1973, and consisting of 55 pages, 4 exhibits, and 5 maps; supported by the following supplementary material, data, and recommendations not a part of the Urban Renewal Plan: Relocation Activity Report, consisting of 8 pages and 5 exhibits; and a General Relocation Plan, consisting of 41 pages; and

Whereas, The Urban Renewal Plan has been approved by the Governing Body of the Local Public Agency, as evidenced by the copy of said Body's duly certified resolution approving the Urban Renewal Plan which is attached thereto; and

Whereas, A general plan has been prepared and is recognized and used as a guide for the general development of the locality as a whole; and

Whereas, The City Plan Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Urban Renewal Plan for the urban renewal area comprising the Program and has certified that the Urban Renewal Plan conforms to the general plan for the Locality as a whole, and the Governing Body has duly considered the report, recommendations, and certification of the planning body; and

Whereas, The Local Public Agency has prepared and submitted a program for the relocation of individuals and families that may be displaced as a result of carrying out the Program in accordance with the Urban Renewal Plan; and

Whereas, There have also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the Local Public Agency as a result of studies, surveys, and inspections in the area comprising the Program and the assembling and analysis of the data and information obtained from such studies, surveys and inspections; and

Whereas, The members of the Governing Body have general knowledge of the conditions prevailing in the urban renewal area and of the availability of proper housing in the locality for the relocation of individuals and families that may be displaced by the Program and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

Whereas, It is necessary that the Governing Body take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Program, in conformity with the contracts for financial assistance between the Local Public Agency and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

Whereas, The Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal activities and undertaking with Federal financial assistance under Title 1; including those prohibiting discrimination because of race, color, creed, or national origin.

Now, Therefore, Be It Resolved By The City Council of the City of Providence:

1. That it is hereby found and determined that the urban renewal area comprising the Program is a deteriorated, blighted area and qualifies as an eligible area under Title 45, Chapters 31-33 of the General Laws of Rhode Island, 1956, as amended.

2. That the Urban Renewal Plan for the Program, having been duly reviewed and considered, are hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

3. That it is hereby found and determined that where clearance is proposed that the objectives of the Urban Renewal Plan cannot be achieved through more extensive rehabilitation of portions of the urban renewal area comprising the Program.

4. That it is hereby found and determined that the Urban Renewal Plan for the Program conforms to the general plan of the Locality.

5. That it is hereby found and determined that the financial aid to be provided pursuant to the contracts for Federal financial assistance pertaining to the Program is necessary to enable the Program to be undertaken in accordance with the Urban Renewal Plan for the area comprising the Program.

6. That it is hereby found and determined that the Urban Renewal Plan for the urban renewal area comprising the Program will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the renewal of the area by private enterprise.

7. That it is hereby found and determined that the Urban Renewal Plan for the urban renewal area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the sites covered by the Plan.

8. That it is hereby found and determined that the Program for the proper relocation of individuals and families displaced in carrying out the Urban Renewal Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families, are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the area comprising the Program, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

9. That, in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the Urban Renewal Plan, (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Urban Renewal Plan, and (c) stands ready to consider to take

appropriate action upon proposals and measures designed to effectuate the Urban Renewal Plan.

10. The financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in the area comprising the Program to be renewed in accordance with the Urban Renewal Plan for the Program, and accordingly, the proposed Program and the annual increment are approved and the Local Public Agency is authorized to file an application for financial assistance under Title 1.

11. That this resolution shall take effect immediately.

An Ordinance Approving and Adopting the Official Redevelopment Plan for Lower South Providence NDP Urban Renewal Area (2) (Formerly Area 3A).

Be it ordained by the City of Providence:

Whereas, The Providence Redevelopment Agency (hereinafter sometimes called "Local Public Agency") pursuant to the provisions of Title 45, Chapters 31-33 (inclusive) of the General Laws of Rhode Island, 1956, as amended, entitled "Redevelopment Act of 1956," has formulated and submitted to the City Council on March 4, 1971 for its consideration, an Urban Renewal Plan approved by the Local Public Agency, for an Urban Renewal Area, which said Urban Renewal Plan is entitled, "Lower South Providence, Redevelopment Plan, 1972-1973, N.-D.P. Urban Renewal Area (2)" and comprises a report consisting of 24 pages of text, 4 exhibits and 5 maps; and

Whereas, A general plan has been prepared by the City Plan Commission and is recognized and used as a guide for the general development of the City of Providence as a whole; and

Whereas, The said Urban Renewal Plan concerns itself with areas which have been designated Redevelopment Areas by the City Council

of the City of Providence by Chapter 103 of the Ordinances of the City of Providence, approved July 6, 1948, as amended by Chapter 69-44 of the Ordinances of the City of Providence, approved November 28, 1969, in conformity with the provisions of Section 22 of Chapter 1802 of the Public Laws of Rhode Island 1946, as amended, and Title 45, Chapter 32, Section 4 of the General Laws of Rhode Island, 1956, as amended.

Whereas, A copy of said Urban Renewal Plan was transmitted to the City Plan Commission on December 9, 1970; and

Whereas, The City Plan Commission, which is the duly designated and acting official planning body for the City, has submitted to the City Council its report and recommendations respecting the Urban Renewal Plan for NDP Urban Renewal Area (2) and has certified that said Urban Renewal Plan conforms to the said general plan for the City as a whole, and the City Council has duly considered said report, recommendation and certification of the planning body; and

Whereas, The plan indicates that an inspection of the dwelling units in the Area by trained housing inspectors, using the "Appraisal Method for Measuring the Quality of Housing" developed by the American Public Health Service and supplemented by the Providence Building Code for all residential buildings, and an evaluation of non-residential structures performed by the inspectors of the Providence Building Inspection Department indicate that the Area is a deteriorated blighted area under the provisions of Title 45, Chapter 31, Section 8 (4).

Whereas, The plan indicates that a survey, based upon a detailed inspection of 1,295 of the 1,435 structures within the said Urban Renewal Area (2) was made.

(1) Of the 1,280 residential structures within the area, 1,280 were inspected, These Inspections revealed the following basic exterior deficiencies: 65% of the total number of the dwelling units inspected were found to have at least one basic deficiency in essential dwelling facilities. Basic deficiencies include serious deterioration, serious overcrowding, lack of dual egress, lack of sani-

tary facilities and serious inadequacies in lighting and ventilation. A basic deficiency indicates a serious violation of minimum standards for continued dwelling occupancy and building safety which ordinarily would justify removing occupants from the dwelling until the violation was corrected.

(2) Surveying the non-residential structures were investigators who were either inspectors of the Providence Department of Building Inspection and/or professional architects or engineers. In both instances, the same method of evaluation was employed.

Of the total number of 1,280 residential structures in Area (2), 784 or (61%) were found to be substandard, seriously deficient or unsafe.

Whereas, the plan as submitted contains a finding that the area included in the proposed Urban Renewal Plan qualified as a deteriorated area under the provisions of Title 1 of the United States Housing Act of 1949, as amended, (hereinafter sometimes called "Housing Act") and as a deteriorated blighted area within the meaning of the "Redevelopment Act of 1956" as amended to date, because there exist in the area buildings or improvements, used or intended to be used for living, commercial, industrial or other purposes, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) defective design or unsanitary or unsafe character or condition or physical construction, (4) defective or inadequate street and lot layout, (5) mixed character, deterioration or shifting of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously affect the entire area. The NDP Urban Renewal Area (2) is not restricted to, nor does it consist entirely of, lands, buildings, or improvements which of themselves are detrimental, but is an area in which such conditions exist, and injuriously affect the entire area.

Whereas The Providence Redevelopment Agency has prepared a plan for the relocation of families that may be displaced as a result of carrying out the Project in accordance with said

Urban Renewal Plan and has submitted to the City Council a Relocation Plan for the Project, identified as "Lower South Providence NDP Urban Renewal Area (2)," and

Whereas, There have also been presented to the City Council information and data respecting the Relocation Plan which have been prepared by the Providence Redevelopment Agency as a result of studies, surveys and inspections in NDP Urban Renewal Area (2) and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

Whereas, The members of this Body have general knowledge of the conditions prevailing in NDP Urban Renewal Area (2) and of the availability of proper housing in the locality for the relocation of families that may be displaced from NDP Urban Renewal Area (2) and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such Relocation Plan; and

Whereas, Under the provisions of Title 1 of the Housing Act of 1949, as amended, the United States Department of Housing and Urban Development is authorized to provide financial assistance to local public agencies for undertaking and carrying out of urban renewal projects; and

Whereas, The Providence Redevelopment Agency has applied for financial assistance under said Housing Act and has entered into a planning contract for financial assistance under said Act with the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development, pursuant to which Act Federal funds have been provided for the project; and

Whereas, The Providence Redevelopment Agency has applied for additional financial assistance under the Housing Act and proposed to enter into an additional contract or contracts with the Department of Housing and Urban Development for the undertaking of, and for making available additional financial assistance for NDP Urban Renewal Area (2); and

Whereas, It is provided in said Act that contracts for financial aid under the Housing Act shall require that the Urban Renewal Plan for

NDP Urban Renewal Area (2) be approved by the Governing Body of the locality in which the Project is situated and that such approval include findings by the Governing Body that (1) the financial aid to be provided in the contract is necessary to enable the land within NDP Urban Renewal Area (2) to be redeveloped in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plan for the Urban Renewal Areas in the locality as a whole, for the redevelopment of such areas by private enterprise; and (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and

Whereas, There has also been presented to the City Council information and data respecting Urban Renewal Plans for the Urban Renewal Areas in the City of Providence including the following: Capital Improvement Programs for 1950-1956, 1951-1957, 1952-1958, 1953-1959, 1954-1960, 1955-1961, 1956-1962, 1957-1963, 1958-1964, 1959-1965, 1960-1966, and 1961-1967, 1962-1968, 1963-1969, 1964-1970, 1965-1971, 1966-1972, 1967-1973, 1968-1974, and the Annual Reports of the Providence Redevelopment Agency for 1948 through 1967 (inclusive); and

Whereas, At a public hearing held on _____, following notice of the date, time, place and purpose of such hearing, the City Council Committee on Urban Redevelopment, Renewal and Planning duly considered the Urban Renewal Plan, and all evidence and testimony for and against the adoption of such Plan in accordance with the provisions of the "Redevelopment Act of 1956;" and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for NDP Urban Renewal Area (2), and will require, among other things, but not by way of limitation, the widening, vacation and removal of streets, the construction and installation of streets, curbs and sidewalks, grading and other public facilities and other public actions; and

Whereas, It is necessary that the City Council take appropriate official action respecting the Relocation Plan and said Urban Renewal Plan for NDP Urban Renewal Area (2), in conformity with the requirements of the "Redevelopment Act of 1956," and the contract or contracts for

financial assistance between the Providence Redevelopment Agency and the United States of America acting by and through the Secretary of the Department of Housing and Urban Development;

Now, Therefore, be it ordained by the City of Providence:

1. The Project is hereby designated as "Lower South Providence NDP Urban Renewal Area (2)."

2. It is hereby found and determined that for the purposes of the Urban Renewal Plan for the Lower South Providence NDP Urban Renewal Area (2) comprises that certain tract of land situated in the City of Providence and State of Rhode Island, which is bounded as described in Exhibit A, which is attached hereto and made a part hereof as if more fully set forth herein.

3. It be and hereby is found and determined in relation to the Lower South Providence NDP Urban Renewal Area (2) on the basis of the facts set forth in the reports and documents mentioned in the Preamble of this Ordinance and upon the basis of evidence and testimony presented at the public hearing on said Plan:

(a) That within the Lower South Providence NDP Urban Renewal Area (2):

(1) 784 or 61% of the structures are substandard or seriously deficient or unsafe in that these structures contain serious deterioration, lack of dual egress, lack of sanitary facilities, serious inadequacies in lighting and ventilation, serious overcrowding.

(b) That within the Lower South Providence NDP Urban Renewal Area (2):

(2) There exists the following environmental deficiencies:

- a. Defective or Inadequate Street and/or Lot Layout.
- b. Incompatible or Shifting Uses.

c. Obsolete or Aged Buildings, Not Suitable for Improvement or Conversion.

d. Inadequate Provision for Ventilation, Light, Sanitation, Open Space and Recreation Facilities.

e. Defective Design or Unsanitary or Unsafe Character or Condition of Physical Construction.

4. It be and hereby is found and determined that because of a predominance of conditions of dilapidation, deterioration, obsolescence inadequate provision for light and sanitation, unsanitary and unsafe character and condition of physical construction, mixed character of uses which injuriously affect the entire Area and constitute a menace to the public health, safety and welfare of the inhabitants of the Area and of the community generally, said Urban Renewal Area is a deteriorated and blighted area within the meaning of Sections 2-8 inclusive of Chapter 31 of the "Redevelopment Act of 1956," as amended, and that said Model Cities NDP Urban Renewal Area (2) is hereby determined to be a deteriorated blighted area.

5. It be and hereby is found that the Lower South Providence NDP Urban Renewal Area (2) requires clearance, replanning, redevelopment, and improvement and rehabilitation under the provisions of the "Redevelopment Act of 1956."

6. It be and hereby is declared to be the purpose and intent of this Body to eliminate the deteriorated and substandard conditions existing in the Lower South Providence NDP Urban Renewal Area (2) and the replacement of such conditions by a well-planned area in accordance with and by the means provided in the "Redevelopment Act of 1956."

7. It is hereby found, declared and determined that:

(a) The Urban Renewal Plan for Lower South Providence NDP Urban Renewal Area (2) will redevelop said Urban Renewal Area in conformity with the provisions of the "Redevelopment Act of 1956;" will effectuate the purposes

and policy of said Act; and will promote the public health, safety, morals and welfare of the City of Providence.

(b) The Urban Renewal Plan for said Urban Renewal Area conforms to the general or master plan for the City of Providence as a whole.

(c) The Urban Renewal Plan for said Urban Renewal Area is feasible and the financial aid provided pursuant to the contract or contracts for financial assistance pertaining to Area (2) between the Providence Redevelopment Agency and the Secretary of the Department of Housing and Urban Development under provisions of Title 1 of the United States Housing Act of 1949, as amended, is necessary to enable the land in the Urban Renewal Area to be redeveloped in accordance with the Urban Renewal Plan for the Urban Renewal Area.

(d) The acquisition of the real property in accordance with the said Plan for the Lower South Providence NDP Urban Renewal Area (2) is in the public interest.

(e) Adequate provision for payment for property which may be acquired by the exercise of eminent domain has been made in the Urban Renewal Plan.

(f) The Urban Renewal Plan contains adequate safeguards to assure the carrying out of the work of redevelopment in accordance with the Urban Renewal Plan.

(g) The Urban Renewal Plan provides for the retention of control and the establishment of restrictions and covenants which may run with the land.

(h) The Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the redevelopment of other areas of the City by private enterprise.

8. The Providence Redevelopment Agency shall sell, lease or dispose of land in the Project Area only in accordance with the terms of the

Redevelopment Plan and subject to the restrictions, covenants and conditions set forth therein and which are hereby found and declared to be necessary to effectuate the purposes of the "Redevelopment Act of 1956."

9. In enacting this Ordinance, the City Council intends to comply with the provisions of the "Redevelopment Act of 1956" which relate to adoption of an Urban Renewal Plan for an approved Urban Renewal Area so that the blighted and substandard conditions in this Urban Renewal Area can be eliminated and the Urban Renewal Area can be redeveloped in accordance with the Urban Renewal Plan to attain the public purposes and policy of the "Redevelopment Act of 1956" and thereby to protect and promote and be in the interest of the public health, safety, morals and general welfare of the people in the State as a whole and particularly the people of this City.

10. The Urban Renewal Plan for Lower South Providence NDP Urban Renewal Area (2) consisting of a booklet containing a table of contents, 24 pages of text, 4 exhibits and 5 maps is hereby approved, adopted and designated as the Official Urban Renewal Plan for Lower South Providence NDP Urban Renewal Area (2) and is herein incorporated by reference, made a part hereof and designated as "Exhibit B."

11. The Providence Redevelopment Agency is hereby fully authorized to carry out this official Urban Renewal Plan. Provided, however, that the Agency shall not enter into any contracts for disposition of property in the Urban Renewal Area until at least ten days after the City Council of the City of Providence has received at a regular or special meeting a report from the Providence Redevelopment Agency concerning the proposed sale or lease.

12. In order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference to, among others, the vacation and removal of streets, the relocation of sewer

and water main and other public facilities and, accordingly, this Body hereby;

(a) Pledges its cooperation in helping to carry out said Official Urban Renewal Plan;

(b) Requests the various officials, departments, boards and agencies of the City of Providence having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan;

(c) Declares that it will institute proceedings for the opening, closing, widening or changing the grade of streets and other modifications of the street layout as set forth in the Official Urban Renewal Plan;

(d) Declares that it will provide the City's share of the Net Project Cost of the redevelopment of the Urban Renewal Area, and hereby allocates \$8,910 out of no-cash credits and a cash contribution of \$232,397 representing the estimated amount of its share of Net Project Cost;

(e) Authorizes the Mayor, upon the execution of a Loan and Grant Contract between the Providence Redevelopment Agency and the Department of Housing and Urban Development to convey to the Agency all of its rights, title and interest in the parcels of land or any buildings or structure thereon described below and shall receive credit on its obligations hereunder for the full and fair market value thereof as approved by the Government.

Parcel A

That certain tract of land situated in the City of Providence, State of Rhode Island, bounded and described as follows:

Beginning at a point, said point being the northeasterly corner of Assessor's Lot 641, Assessor's Plat 48, dated December 31, 1968;

Thence, running southerly a distance of forty (40) feet, more or less, to a point;

Thence, turning and running westerly a distance of eighty (80) feet, more or less, to a point;

Thence, turning and running northerly a distance of forty (40) feet, more or less, to a point;

Thence, turning and running easterly a distance of eighty (80) feet, to the point and place of beginning.

Said tract herein described contains three thousand two hundred (3,200) square feet of land, more or less.

Parcel B

That certain tract of land situated in the City of Providence, State of Rhode Island, bounded and described as follows:

Beginning at a point, said point being the northeasterly corner of Assessor's Lot 317, in Assessor's Plat 54, dated December 31, 1968;

Thence, running southeasterly for a distance of one hundred and seventy-one and fourteen one hundred (171.14) feet, more or less, to a point;

Thence, turning and running southwesterly for a distance of fifty (50) feet, more or less, to a point;

Thence, turning and running northwesterly for a distance of one hundred and seventy one and fourteen one hundreds (171.14) feet, more or less to a point;

Thence, turning and running northeasterly for a distance of fifty (50) feet, more or less, to the point and place of beginning.

Said tract of land herein described contains eight thousand, five hundred and fifty-two (8,552) square feet of land, more or less.

Parcel C

Beginning at a point, said point being the northeasterly corner of Assessor's Lot 316, in Assessor's Plat 54, dated December 31, 1968;

Thence, running southeasterly for a distance of one hundred seventy-one and thirty-six one hundreds (171.36) feet, more or less, to a point;

Thence, turning and running southwesterly for a distance of fifty (50) feet, more or less, to a point;

Thence, turning and running northwesterly for a distance of one hundred seventy-one and thirty-six one hundreds (171.36) feet, more or less, to a point;

Thence, turning and running northeasterly for a distance of fifty (50) feet, more or less, to the point and place of beginning.

Said tract of land herein described contains eight thousand five hundred and sixty-two (8,562) square feet of land, more or less.

Parcel D

Beginning at a point, said point being the northeasterly corner of Assessor's Lot 315, in Assessor's Plat 54, dated December 31, 1968;

Thence, running southerly a distance of one hundred seventy-one and thirty-six one hundreds (171.36) feet, more or less, to a point;

Thence, turning and running westerly for a distance of forty-two and fifty one hundreds (42.50) feet, more or less, to a point;

Thence, turning and running northerly a distance of one hundred seventy-one and thirty-six hundreds (171.36) feet, more or less, to a point;

Thence, turning and running easterly a distance of forty-two and fifty one hundreds (42.50) feet, more or less, to the point and place of beginning.

Said tract of land herein described contains seven thousand two hundred eighty-nine (7,289) square feet of land, more or less.

(f) Declares that in addition it will furnish \$896 which sum represents real estate taxes on unimproved land.

(g) Declares that after completion of all street construction, and facilities, water lines, storm and sanitary sewer construction as indicated in the Urban Renewal Plan, all ways within the Urban Renewal Area scheduled to become public ways and all the aforementioned facilities and utilities shall be dedicated by the Agency to the public and the City shall accept such dedication.

(h) Stands ready to consider and take appropriate action upon any other proposals and measures designed to effectuate said Urban Renewal Plan.

13. It is further found and determined that the method and means set forth in the Urban Renewal Plan for relocation of families who are to be displaced by the Urban Renewal Plan is feasible; and that the proposals set forth in the Relocation Plan for the proper relocation of families displaced in carrying out the Urban Renewal Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely affected to permit the proper prosecution and completion of the Urban Renewal Plan; and that such dwellings or dwelling units available or to be made available to such displaced families are at least equal in number to the number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the Urban Renewal Area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their place of employment.

14. It is hereby found and determined that the Official Redevelopment Plan gives due consideration to the provision of adequate park and recreational areas and facilities as may be desirable for neighborhood improvement with special consideration for health, safety and the welfare of children residing in the general vicinity of the site covered by said Plan.

15. It is hereby found and determined that there are educational institutions and a hospital located in or near the area covered by the Plan,

and it is further found and determined that in addition to the elimination of slums and blight from such area, the undertaking of the Redevelopment Plan in such area will further promote the public welfare and the proper development of the community (1) by making land in such area available for disposition, for uses in accordance with the Official Redevelopment Plan, to such educational institutions or hospital for redevelopment in accordance with the use or uses specified in the Official Redevelopment Plan, (2) by providing, through the redevelopment of the Area in accordance with the Official Redevelopment Plan, a cohesive neighborhood environment compatible with the functions and needs of such educational institutions or hospital, or (3) by any combination of the foregoing.

16. It is hereby further found and determined that consideration has been given in the Official Redevelopment Plan for the Project Area to the development of a sewer system to serve the Project Area which will, to the maximum extent feasible, provide for effective control of storm and sanitary wastes.

17. To obtain the additional financial assistance under the provision of Title 1 of the "Housing Act of 1949," as amended, necessary to carry out the Official Redevelopment Plan for said Urban Renewal Area, the filing by the Providence Redevelopment Agency of any application or applications for such additional financial assistance under Title 1 of the "Housing Act of 1949," as amended, is hereby approved.

18. This Ordinance shall take effect on its passage and shall be filed with the City Clerk who is hereby authorized and directed to forward a certified copy of this Ordinance to the Providence Redevelopment Agency.

EXHIBIT A

Legal Description of the Boundaries of N.D.P. Urban Renewal Area (2)

Beginning at the most westerly corner of Area (2), herein described, at the intersection of the westerly right-of-way line of Broad Street and

the southerly right-of-way line of Public Street.

Thence, running generally easterly along the southerly right-of-way line of Public Street to the intersection of the westerly line of Interstate 95 and the southerly right-of-way line of Public Street.

Thence, turning and running along said westerly line of Route 95, generally southerly and southwesterly to the intersection of said Route 95 and the westerly right-of-way line of Broad Street.

Thence, running generally northerly along the westerly right-of-way line of Broad Street to the point and place of beginning.

An Ordinance Approving the Urban Renewal Plan and the Feasibility of Relocation for the Lower South Providence Renewal Area.

Be it ordained by the City of Providence:

Whereas, Under the provisions of Title 1 of the Housing Act of 1949, as amended, the Secretary of Housing and Urban Development is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out Neighborhood Development Programs; and

Whereas, It is provided in such Act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective urban renewal area comprising the Neighborhood Development Program be approved by the governing body of the locality in which the area is situated and that such approval include findings by the governing body that: (1) the financial aid to be provided in the contract is necessary to enable the Program to be undertaken in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) the Urban Renewal Plan conforms to a general plan for the development

of the locality as a whole; and (4) the Urban Renewal Plan gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the sites covered by the Plan; and

Whereas, It is desirable and in the public interest that the Providence Redevelopment Agency (hereinafter called the "Local Public Agency") undertake and carry out the Neighborhood Development Program (hereinafter called the "Program") identified as the Neighborhood Development Program and encompassing the area bounded by Broad Street on the west, Public Street on the north and the westerly taking lines of Interstate Route 95 on the east and the northerly taking line of Interstate Route 95 on the south; in the City of Providence, State of Rhode Island (hereinafter called the "Locality"); and

Whereas, The Local Public Agency has applied for financial assistance under such Act and proposed to enter into a contract or contracts with the Department of Housing and Urban Development for the undertaking of, and for making available financial assistance for, the Program; and

Whereas, The Local Public Agency has made studies of the location, physical condition of structures, land use, environmental influences, and social, cultural and economic conditions of the urban renewal area or areas comprising the Program and has determined that the areas are deteriorated, blighted areas and that they are detrimental and a menace to the safety, health, and welfare of the inhabitants and users thereof and of the locality at large, because of buildings or improvements, either used or intended to be used for living, commercial, industrial or other purposes, or any combination of such uses, which by reason of (1) dilapidation, deterioration, age or obsolescence, (2) inadequate provision for ventilation, light, sanitation, open spaces and recreation facilities, (3) high density of population and overcrowding, (4) defective design or unsanitary or unsafe character or conditions of

physical construction, (5) defective or inadequate street and lot layout, (6) mixed character, shifting or deterioration of uses to which they are put, or any combination of such factors and characteristics are conducive to the further deterioration and decline of the area and injuriously effect the entire area. The members of this Governing Body have been fully appraised by the Local Public Agency and are aware of these facts and conditions; and

Whereas, There has been prepared and referred to the City Council of the Locality (herein called the "Governing Body") for review and approval, an Urban Renewal Plan for the Lower South Providence Urban Renewal Area, dated

, 1972-1973, and consisting of 24 pages, 4 exhibits, and 5 maps; supported by the following supplementary material, data, and recommendations not a part of the Urban Renewal Plan: Relocation Activity Report, consisting of 6 pages and 5 exhibits, and a general Relocation Plan, consisting of 41 pages; and

Whereas, The Urban Renewal Plan has been approved by the Governing Body of the Local Public Agency, as evidenced by the copy of said Body's duly certified resolution approving the Urban Renewal Plan which is attached thereto; and

Whereas, A general plan has been prepared and is recognized and used as a guide for the general development of the locality as a whole; and

Whereas, The City Plan Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Urban Renewal Plan for the Urban renewal area comprising the Program and has certified that the Urban Renewal Plan conforms to the general plan for the Locality as a whole, and the Governing Body has duly considered the report, recommendations, and certification of the planning body; and

Whereas, The Local Public Agency has prepared and submitted a program for the relocation of individuals and families that may be displaced

as a result of carrying out the Program in accordance with the Urban Renewal Plan; and

Whereas, There have also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the Local Public Agency as a result of studies, surveys, and inspections in the area comprising the Program and the assembling and analysis of the data and information obtained from such studies, surveys and inspections; and

Whereas, The members of the Governing Body have general knowledge of the conditions prevailing in the urban renewal area and of the availability of proper housing in the locality for the relocation of individuals and families that may be displaced by the Program and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

Whereas, It is necessary that the Governing Body take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Program, in conformity with the contracts for financial assistance between the Local Public Agency and the United States of America, acting by and through the Secretary of Housing and Urban Development; and

Whereas, The Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal activities and undertaking with Federal financial assistance under Title 1; including those prohibiting discrimination because of race, color, creed, or national origin.

Now, Therefore, be it Resolved by the City Council of the City of Providence:

1. That it is hereby found and determined that the urban renewal area comprising the Program is a deteriorated, blighted area and qualifies as an eligible area under Title 45, Chapters 31-33 of the General Laws of Rhode Island, 1956, as amended.

2. That the Urban Renewal Plan for the Pro-

gram, having been duly reviewed and considered are hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

3. That it is hereby found and determined that where clearance is proposed that the objectives of the Urban Renewal Plan cannot be achieved through more extensive rehabilitation of portions of the urban renewal area comprising the Program.

4. That it is hereby found and determined that the Urban Renewal Plan for the Program conforms to the general plan of the Locality.

5. That it is hereby found and determined that the financial aid to be provided pursuant to the contracts for Federal financial assistance pertaining to the Program is necessary to enable the Program to be undertaken in accordance with the Urban Renewal Plan for the area comprising the Program.

6. That it is hereby found and determined that the Urban Renewal Plan for the urban renewal area comprising the Program will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the renewal of the area by private enterprise.

7. That it is hereby found and determined that the Urban Renewal Plan for the urban renewal area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the sites covered by the Plan.

8. That it is hereby found and determined that the Program for the proper relocation of individuals and families displaced in carrying out the Urban Renewal Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families, are at least equal in number to the number of displaced individuals and families, are

not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the area comprising the Program, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

9. That, in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the Urban Renewal Plan, (b) requests the various officials, departments, boards, and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Urban Renewal Plan, and (c) stands ready to consider to take appropriate action upon proposals and measures designed to effectuate the Urban Renewal Plan.

10. That financial assistance under the provisions of Title 1 of the Housing Act of 1949, as amended, is necessary to enable the land in the area comprising the Program to be renewed in accordance with the Urban Renewal Plan for the Program, and accordingly, the proposed Program and the annual increment are approved and the Local Public Agency is authorized to file an application for financial assistance under Title 1.

11. That this resolution shall take effect immediately.

An Ordinance Granting the Consent of the City of Providence to the Acquisition of its Interest in Certain Lands in the Lower South

Providence NDP Urban Renewal Area (2) by the Providence Redevelopment Agency.

Be it ordained by the City of Providence:

Section 1. Pursuant to the provisions of Title 45, Chapter 32, Section 25 of the General Laws of Rhode Island, 1956, the City of Providence hereby consents to the acquisition by the Providence Redevelopment Agency by eminent domain proceedings in connection with the Lower South Providence NDP Urban Renewal Area (2) of the fee to and/or all of the estate or interest of the City of Providence in the following described lots or parcels of land with all buildings or improvements thereon:

Assessor's Plat	Lot
48	641
54	315
54	316
54	317

Sec. 2. This Ordinance shall take effect on its passage.

EXHIBIT A

Legal Description of the Boundaries of Lower South Providence N.D.P. Urban Renewal Area (2)

Beginning at the most westerly corner of Area (2), herein described, at the intersection of the westerly right-of-way line of Broad Street and the southerly right-of-way line of Public Street.

Thence, running generally easterly along the southerly right-of-way line of Public Street to the intersection of the westerly line of Interstate Route 95 and the southerly right-of-way line of Public Street.

Thence, turning and running along said westerly line of Route 95, generally southerly and southwesterly to the intersection of said Route

95 and the westerly right-of-way line of Broad Street.

Thence, running generally northerly along the westerly right-of-way line of Broad Street to the point and place of beginning.

Severally Read and Collectively Passed the Second Time, on motion of COUNCILMAN SCJARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Crowley, Darigan, DeVito, Johnson, Lorenzo, Lynch, McKiernan, Payne, Pearlman, Prete, Sciarretta and Xavier—18.

Noes: None.

Absent: Councilmen Cola, Goldin, Kelly, Maschia, Moran, J. Murphy, W. Murphy and Pisaturo—8.

PRESENTATION OF ORDINANCE

COUNCILMAN ADDISON and COUNCILMAN BROWN:

An Ordinance Providing for the Issuance of Identification Cards to Members of the City Council.

Referred to the Committee on Ordinances, on motion of COUNCILMAN SCJARRETTA, seconded by COUNCILMAN LYNCH.

PRESENTATION OF RESOLUTIONS

COUNCIL PRESIDENT PRO TEMPORE BEATINI and COUNCILMAN PRETE:

Resolution Requesting the Penn-Central Railroad Company to Abate a Noise Nuisance on their Property Located within the Vicinity of Metcalf Street and Silver Spring Street.

COUNCILMAN AHERN and COUNCILMAN CROWLEY:

Resolution Requesting "Slow Children" Signs be Erected in the Vicinity of Bath Street and Candace Street Tot Lots.

COUNCILMAN LYNCH (By Request):

Resolution Requesting "Stop" Signs on Lawn Street at its Intersection with Molloy Street.

Severally Referred to the Committee on Public Works, on motion of **COUNCILMAN SCIARRETTA**, seconded by **COUNCILMEN AHERN** and **BEATINI**.

Resolution Requesting Street Lights along Kinfield Street, between Barbara Street and Grimwood Street.

Resolution Limiting the Gross Commercial Vehicle Weight on Union Avenue, between Pocasset Avenue and Laurel Hill Avenue.

Resolution Requesting Crossing Guard at the Intersection of Eaton Street with Elmhurst Avenue.

Resolution Requesting the Height of Manholes along Stanfield Street be Lowered to the Level of the Foundations of the Abutting Dwellings.

Resolution Requesting Crossing Guard at the Intersections of River Avenue, Smith Street, and Wabun Avenue.

Resolution Requesting Appropriate Street Signs on Stanfield Street at Killingly Street.

Severally Referred to the Committee on Public Welfare, on motion of **COUNCILMAN SCIARRETTA**, seconded by **COUNCILMAN LYNCH**.

Resolution Requesting Street Light along Stanfield Street.

COUNCILMAN DARIGAN for COUNCILMAN PISATURO in Absentia (By Request):

Resolution Requesting "Twenty Five Miles Per Hour" Speed Signs along Union Avenue, between Pocasset Avenue and Laurel Hill Avenue.

COUNCILMAN PRETE (By Request):

Resolution Requesting Street Light along Commodore Street.

Severally Referred to the Committee on Public Works, on motion of **COUNCILMAN SCIARRETTA**, seconded by **COUNCILMAN LYNCH**.

REPORTS FROM COMMITTEES

COUNCILMAN MICHAEL E. KELLY, Chairman COMMITTEE ON CITY PROPERTY

Transmits the following with Recommendation
the Same be Severally Adopted:

Resolution Authorizing the Providence Journal Company to use the Parking Lot Owned by the City and Located at Eddy and Fountain Streets for Temporary Emergency Parking during the Period of Reconstruction of Sabin Street.

Be It Resolved That:

1. The City of Providence, by the Committee on City Property of the City Council, herewith authorizes Providence Journal Company, at no cost but at its own risk, effective upon approval, to use the parking lot owned by the City of Providence and located at the southwesterly corner of Eddy and Fountain Streets in the City of Providence for the temporary emergency parking of fourteen (14) delivery trucks of Providence Journal Company and eight (8) emergency vehicles of reporters and/or photographers of Providence Journal Company during daytime hours and twelve (12) emergency vehicles of reporters and/or photographers during the nighttime hours, such authorization to continue in full force and effect during the period that the reconstruction of Sabin Street is in progress and until parking facilities to be constructed at the westerly end of the Journal building have been completed.

2. This Resolution shall take effect on its passage.

Lot 148 on City Assessor's Plat 122, located along Longwood Avenue.

Resolved, That the City Treasurer may give notification in writing addressed to the owner of Lot No. 148 on Plat No. 122 (located on Longwood Avenue) made for the use of the Board of Assessor's as said plat appeared in the office of the said Board on June 15, 1948, said lot having been sold to the City of Providence at tax sale held May 11, 1950, said notice in writing addressed to the owner of record at the time of the sale, his heirs, assigns or devisees at their last usual place of abode, and notifying them that said real estate will be offered for sale unless redeemed within thirty days of said notification.

The City Treasurer has received an offer made by Anna J. Scuncio, 55 Longwood Avenue, Providence, Rhode Island, of \$2,741.28 for Lot No. 148 on Plat No. 122 and as the period for the redemption of this property has expired, this offer is hereby approved in accordance to the law thereto appertaining.

If said real estate shall not be redeemed within said thirty days, the City Treasurer is hereby authorized to sell and convey to the said Anna J. Scuncio, or nominees, for the price herein approved.

Severally Read and Collectively Passed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Resolution Authorizing the City Treasurer to Arrange for the Redemption or Sale to Anna J. Scuncio, 55 Longwood Avenue, Providence, of

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown,

Crowley, Darigan, DeVito, Johnson, Kelly, Lorenzo, Lynch, Mascia, McKiernan, Payne, Pearlman, Prete, Sciarretta and Xavier—20.

Noes: Councilman J. Murphy—1.

Absent: Councilmen Cola, Goldin, Moran, W. Murphy and Pisaturo—5.

The following are Returned with Recommendation the Same be Severally Denied:

Resolution Rescinding the Easement Restriction Incorporated in Resolution of the City Council No. 103, Approved February 13, 1969, Conveying Certain Property to Ernest Di Gregorio of North Providence, Rhode Island.

Referred Back to the Committee on City Property, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

Resolution Amending Resolution of the City Council No. 189, Approved May 22, 1972, Rescinding Authority to Convey Lot "H" on Plat Entitled, "Roosevelt Street School Site," to Claudio Marasco of Providence.

Resolved, That that portion of Resolution of

the City Council No. 189, approved May 22, 1972, as follows:

Lot H — Claudio Marasco, Providence, Rhode Island

Bid Price: Eight Thousand-Nine Hundred Dollars (\$8,900.00);

Deposit: Three Hundred Dollars (\$300.00),

Balance: Eight Thousand-Six Hundred Dollars (\$8,600.00).

is hereby rescinded, and

***Be It Further Resolved,* That the sum of Three Hundred Dollars (\$300.00), paid to the City Collector as deposit on said lot, be refunded to the said Claudio Marasco.**

Denied, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Crowley, Darigan, DeVito, Johnson, Kelly, Lorenzo, Lynch, Mascia, McKiernan, J. Murphy, Payne, Pearlman, Prete, Sciarretta and Xavier—21.

Noes: None.

Absent: Councilmen Cola, Goldin, Moran, W. Murphy and Pisaturo—5.

COUNCILMAN ROBERT F. LYNCH, Chairman COMMITTEE ON FINANCE

**Transmits the following with Recommendation
the Same be Severally Adopted:**

Resolution Authorizing the Transfer of One Hundred Fifty Thousand Dollars (\$150,000) from

the Emergency Public Improvement Fund 5-580 to Highway Special 1972, 3-19-00.

Resolved, That the City Treasurer and the City Controller are hereby authorized and directed to transfer the sum of One Hundred Fifty Thousand Dollars (\$150,000), from the "Trust and Special" account of the City of Providence, entitled, "Emergency Public Improvement Fund 5-580," to an account in the Capital Fund of the City of Providence known as "Highway Special 1972, 3-19-00."

Said sum or so much thereof as may be necessary shall be expended, under the authorizations of the Mayor and the Director of Public Works, for general construction, repaving, or repairs of City streets. Any remaining balance after completion of said work shall revert to the "Trust and Special" Account of the City of Providence, entitled, "Emergency Public Improvement Fund 5-580."

Resolution Refunding to Certain Taxpayers Sums of Money Representing Overpayment of City Taxes for the Years 1968, 1970, 1971 and 1972.

Resolved, That the accompanying certificates, Nos. 1174 thru 1242 (except nos. 1179, 1184, 1190, 1203, 1211, 1212, 1232, and 1234) representing overpayment of City Taxes for the years 1968, 1970, 1971 and 1972, are hereby refunded in the amounts overpaid. (For Certificates, See files of City Council.)

Severally Read and Collectively Passed, on motion of **COUNCILMAN SCJARRETTA**, seconded by **COUNCILMAN LYNCH**, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Crowley, Darigan, DeVito, Johnson, Kelly, Lorenzo, Lynch, Mascia, McKiernan, J. Murphy, Payne, Pearlman, Prete, Sciarretta and Xavier—21.

Noes: None.

Absent: Councilmen Cola, Goldin, Moran, W. Murphy, and Pisaturo—5.

COUNCILMAN THOMAS L. PAYNE, Chairman

COMMITTEE ON PUBLIC WORKS

**Transmits the following with Recommendation
the Same be Severally Adopted:**

Resolution Ordering that Mathewson Street, from Sabin Street to Fountain Street, be Abandoned as a Public Highway.

Resolved, Decreed and Ordered: That the following named highway shown as the shaded area on the accompanying plan entitled "Providence Rhode Island, Public Works Department, Engineering Office, Street Line Section Map No. 063-573, dated August 15, 1972," viz:

Mathewson Street (portion) from the southwesterly line of Fountain Street, to the proposed new southeasterly line of Sabin Street, Area ABCDA, having ceased to be useful to the public and the same is abandoned as a public highway and the damage to the abutters is appraised at nothing and so awarded, and it is further

Ordered, That the Director of Public Works, be and he 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 each 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 have been abandoned, who is known to reside within this State.

Resolution Ordering that the Grade of Wild Street, from Branch Avenue to its Northerly Termination, be Defined.

Resolved, Decreed, and Ordered, That the Director of Public Works is hereby directed to cause the grade to be defined along Wild Street, in a northerly direction, from Branch Avenue to its northerly termination, all in accordance with Plan No. 061800, Public Works Department, Highway Section, Date, January 16, 1959.

Resolution Ordering that Wild Street, in a Northerly Direction, from Branch Avenue to a Point 220 feet, More or Less, be Brought to the Established or Defined Grade.

Resolved, Decreed, and Ordered, That the Director of Public Works is hereby directed to cause Wild Street, from Branch Avenue to a point 220 feet, more or less, northerly, be brought to the established or defined grade, at the expense of the abutting owners thereof, all in accordance with Plan No. 061800, Public Works Department, Highway Section, Date, January 16, 1959.

Resolution Ordering that Curbing be Set Along Wild Street, in a Northerly Direction, from Branch Avenue to a Point 220 feet, More or Less.

Resolved, Decreed, and Ordered, That the Director of Public Works is hereby directed to cause curbing to be set and gutters to be paved along Wild Street, from Branch Avenue to a point 220 feet, more or less, in a northerly direction, at the expense of the abutting owners thereof, all in accordance with Plan No. 061800, Public Works Department, Highway Section, Date, January 16, 1959.

Resolution Ordering that Wild Street, in a Northerly Direction, from Branch Avenue to a Point 220 feet, More or Less, be Laid Out as a Public Highway.

Resolved, Decreed, and Ordered, That the Director of Public Works is hereby directed to cause Wild Street, from Branch Avenue to a point 220 feet, more or less, in a northerly direction, to be laid out as a Public Highway, all in accordance with Plan No. 061800, Public Works Department, Highway Section, Date, January 16, 1959.

Resolution Establishing Esten Street, from Smith Street to Orms Street, as a One-Way Street.

Resolved, That Esten Street is established, from Smith Street to Orms Street, in a southerly direction, as a one-way street.

Resolution Requesting the Traffic Engineer to

Permit Unrestricted Parking within the Central Business District During the Hours of Six O'Clock P.M. to Two O'Clock A.M.

Resolved, That the Traffic Engineer is requested to permit unrestricted parking of motor vehicles within the Central Business District, during the hours of six (6:00) o'clock P.M. to Two (2:00) o'clock A.M.

Resolution Requesting the Director of Public Works to cause the Public Square located at Washington Park to be Landscaped.

Resolved, That the Director of Public Works is requested to cause the Public Square located at Washington Park to be completely landscaped and appropriately planted with shrubs and plants, to enhance and contribute to the surrounding neighborhood.

Resolution Requesting the Director of Public Works to cause Myrtle Street to be Repaved.

Resolved, That the Director of Public Works is requested to cause Myrtle Street to be repaved.

Resolution Requesting the Director of Public Works to cause the Pavement Upheaval Located near 662 Chalkstone Avenue to be Repaired.

Resolved, That the Director of Public Works is requested to cause pavement upheaval, located near 662 Chalkstone Avenue, to be repaired.

Resolution Requesting the Director of Public Works to Cause Ship Street to be Resurfaced and Curbing at Chestnut and Bassett Streets be Repaired.

Resolved, That the Director of Public Works is requested to cause Ship Street to be resurfaced, this street being presently paved with cobblestones, and that the curbing at the corner of Chestnut Street and Bassett Street be repaired.

Resolution Requesting the Director of Public Works to Cause Manomet Street to be Paved.

Resolved, That the Director of Public Works is requested to cause Manomet Street to be paved.

Severally Read and Collectively Passed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

The following is Returned with Recommendation the Same be Denied:

Resolution Requesting the Director of Public Works to Cause Raritan Avenue to be Repaved.

Resolved, That the Director of Public Works is requested to cause Raritan Avenue to be repaved.

Denied, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

**The following is Returned with Recommendation
Petitioners be Granted Leave to Withdraw
without Prejudice:**

Petition of Davol, Inc., and the Narragansett
Electric Company that that Portion of South

Street, from Eddy Street to its Easterly Termination, be Abandoned as a Public Highway.

**Petitioners Granted Leave to Withdraw without
Prejudice, on motion of COUNCILMAN SCII-
ARRETTA, seconded by COUNCILMAN LYNCH.**

**COUNCILMAN DONALD E. McKIERNAN for
COUNCILMAN CHARLES A. PISATURO, Chairman In Absentia:
COMMITTEE ON CLAIMS AND PENDING SUITS**

**Transmits the following with Recommendation
the Same be Severally Approved:**

Certificates from the City Assessor (1-H, 2-H, 3-H, 4-H, 7-H, 8-H, 10-H, and 13-H), Requesting the Same be Cancelled, Pursuant to the Provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island 1956, as Amended.

**Severally Approved, on motion of COUNCIL-
MAN SCIIARRETTA, seconded by COUNCILMAN
LYNCH, by the following Roll Call vote:**

**Ayes: Council President Haxton and Council-
men Addison, Ahern, Beatini, Bradshaw, Brown,
Crowley, Darigan, DeVito, Johnson, Kelly, Lor-
enzo, Lynch, Mascia, McKiernan, J. Murphy,
Payne, Pearlman, Sciarretta and Xavier—20.**

Noes: None.

**Absent: Councilmen Cola, Goldin, Moran, W.
Murphy, Pisaturo and Prete—6.**

**COUNCILMAN JOSEPH F. PRETE, Chairman
COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING**

**Transmits the following with Recommendation
the Same be Adopted:**

Resolution Approving the Altering of the Character of the Fresh Water Wetlands in Certain Portions of the East Side Project No. R. I. R-4.

Whereas, 2-1-21 of the General Laws of the

State of Rhode Island, entitled, "An Act Relating to Fresh Water Wetlands" provides in part that no person, firm or corporation may excavate, drain, fill, divert water flow into or out of or add to or take from or otherwise alter any fresh

water wetlands as defined in 2-1-20 of said Act without first obtaining the approval of the Director of Natural Resources of the State of Rhode Island; and

Whereas, Said Chapter 2-1-21 also provides that such approval shall not be granted unless the City Council of the City within whose borders the land lies shall approve the same prior thereto; and

Whereas, The Providence Redevelopment Agency seeks to dispose of certain lands in its East Side Renewal Project, No. R.I. R-4, which lands are located within an area designated as a "Fresh Water Wetlands" under said Act to the following:

Providence Dressed Poultry Co., Inc., 170-174 Printery Street, Providence, Rhode Island, Parcel 18A and 18G;

Eastern Color and Chemical Co., 35 Livingston Street, Providence, Rhode Island, Parcel 17;

R.H.S. Realty Co., 444 Wellington Avenue, Cranston, Rhode Island, Parcel 16B;

Wholesale Center of North Main Street, Inc., 15 Westminster Street, Providence, Rhode Island, Parcel 16A;

Cleinman Realty Co., 716 North Main Street, Providence, Rhode Island, Parcel 19D;

Audionics, Inc., 790 North Main Street, Providence, Rhode Island, Parcel 15B;

Davenport Associates, Incorporated, 15 Westminster Street, Providence, Rhode Island, Parcels 19A, 19B, 19C and 27;

Butler Development Corp., 15 Broad Street, Boston, Massachusetts 02109, Parcel 26;

Moshassuck Square Development Co., 30 Benefit Street, Providence, Rhode Island, Parcel 25; and

Whereas, The Director of the Department of Natural Resources of the State of Rhode Island has indicated that prior approval of the City Council of the City of Providence must be obtained prior to his consideration of the matter; and

Now, Therefore, be it Resolved by the City Council of the City of Providence:

1. That the City Council of the City of Providence, pursuant to the provision of 2-1-21 of the General Laws of the State of Rhode Island, hereby approves any excavating, draining, filling, the placement of earth, rock, borrow, gravel, sand and other materials upon and the altering of the character of the fresh water wetlands in those portions of the East Side Project, No. R.I. R-4 designated below by the following:

Providence Dressed Poultry Co., Inc., 170-174 Printery Street, Providence, Rhode Island, Parcel 18A and 18G;

Eastern Color and Chemical Co., 35 Livingston Street, Providence, Rhode Island, Parcel 17;

R.H.S. Realty Co., 444 Wellington Avenue, Cranston, Rhode Island Parcel 16B;

Wholesale Center of North Main Street, Inc., 15 Westminster Street, Providence, Rhode Island, Parcel 16A;

Cleinman Realty Co., 716 North Main Street, Providence, Rhode Island, Parcel 19D;

Audionics, Inc., 790 North Main Street, Providence, Rhode Island, Parcel 15B;

Davenport Associates, Incorporated, 15 Westminster Street, Providence, Rhode Island, Parcels 19A, 19B, 19C and 27;

Butler Development Corp., 15 Broad Street, Boston, Massachusetts 02109, Parcel 26;

Moshassuck Square Development Co., 30 Benefit Street, Providence, Rhode Island, Parcel 25.

2. This Resolution shall take effect immediately.

Read and Passed, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, by the following Roll Call vote:

Ayes: Council President Haxton and Councilmen Addison, Ahern, Beatini, Bradshaw, Brown, Crowley, Darigan, DeVito, Johnson, Kelly Lorenzo, Lynch, Mascia, McKiernan, J. Murphy, Payne, Pearlman, Sciarretta and Xavier—20.

Noes: None.

Absent: Councilmen Cola, Goldin, Moran, W. Murphy, Pisaturo and Prete—6.

REPORTS

FROM CITY CONTROLLER

Monthly Statement of Capital, General and School Funds for the Twelve Months ended June 30, 1972.

Received.

DEPARTMENT OF WEIGHTS AND MEASURES

Annual Report for the Fiscal Year July 1, 1971 to June 30, 1972.

Received.

FROM POLICE DEPARTMENT

The One Hundred and Seventh Annual Report.

Received.

FROM CITY ASSESSOR

Certificates (16-H, 20-H and 21-H) Requesting the Same be Cancelled, pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, as amended.

Severally Referred to the Committee on Claims and Pending Suits, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

PETITIONS

COUNCIL PRESIDENT PRO TEMPORE BEATINI and COUNCILMAN PRETE (By Request):

Petition of Nicholas Meola and wife Natalie to change from an R-3 General Residence Zone to a C-2 General Commercial Zone Lots 134, 156, and 456, as Set Out and Delineated on City Assessor's Plat 99; Said Lots being Situated along Douglas Avenue, between Sherwood Street and Lancashire Street.

Referred to the Committee on Ordinances, on motion of **COUNCILMAN SCJARRETTA**, seconded by **COUNCILMAN LYNCH**.

COUNCILMAN AHERN and COUNCILMAN CROWLEY (By Request):

Petition of Parishioners and Friends of St. Sahag and St. Mesrob Armenian Apostolic Church of Providence that the City Council Recommend to the Housing Authority of the City of Providence, Rhode Island, it designate that Housing Facility now being erected along Smith Street as "Ararat Manor" or "Yerevan Manor" in Honor of the Armenian Citizenry of the City of Providence.

Referred to the Committee on Public Welfare, on motion of **COUNCILMAN SCJARRETTA**, seconded by **COUNCILMEN AHERN, CROWLEY, LORENZO, LYNCH and PEARLMAN**.

FROM THE CLERK'S DESK

Petition of Salvatore Valvo, et als, to change from an R-4 Multiple Dwelling Zone to a C-4 Heavy Commercial Zone, Lots 506, 507, and 508, as Set Out and Delineated on City Assessor's Plat 63; Said Lots being Situated at Sheridan Street, Manton Avenue, and Curtis Street.

Referred to the Committee on Ordinances, on motion of **COUNCILMAN SCJARRETTA**, seconded by **COUNCILMAN LYNCH**.

Petitions for Compensation for Injuries, Damages and/or Refund, Viz:

Shirley L. Berriman-Rutter
Citizens Savings Bank

Commercial Union Insurance Co.

Vincent A. Delfino

Home Indemnity Company

Catherine Jones

Josephine B. King

Louis M. Kornstein

John O'Donnell

Peter Peckham

Gertrude Pomeransky

Antonetta Spaziano

Severally Referred to the Committee on Claims and Pending Suits, on motion of **COUNCILMAN SCJARRETTA**, seconded by **COUNCILMAN LYNCH**.

MATTER NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, it is voted to suspend Rule 16 of the Resolutions of the City Council No. 1, approved January 4, 1971, in order to allow the introduction of the following Matter Not Appearing on the Printed Docket.

PETITION

COUNCILMAN BROWN for Himself and COUNCILMAN MORAN in Absentia (By Request):

Petition of Joseph DeLuca, M.D., for permission to Clean by Sandblast Process Exterior of Building located at 111 Plain Street.

Referred to the Committee on Licenses, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH.

ADJOURNMENT

There being no further business, on motion of COUNCILMAN SCIARRETTA, seconded by COUNCILMAN LYNCH, the City Council adjourns at 9:10 o'clock P.M. (EDT) to meet again on THURSDAY, OCTOBER 5, 1972, at 8:00 o'clock P.M. (EDT).

Vincent Vespia

City Clerk