

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 261

Approved May 6, 1988

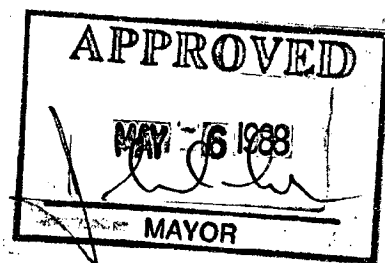
RESOLVED, that His Honor, The Mayor, be and he hereby is authorized to execute a lease to the South Side Community Land Trust, a non-profit organization, for premises located in the City of Providence, along Potters Avenue, being Plat No. 48 on Lots numbered 703, 706, 707, 711, 715, 721, 741, 743, 745 and 794 at an annual rental of One (\$1.00) Dollar per year; said lease to be on a month to month basis and with such other terms and conditions as have been imposed by the Mayor and the City Solicitor, said lots to be used for community gardening.

IN CITY COUNCIL
MAY 5 1988

READ AND PASSED

Nicholas W. Enton
PRES.

Rosemary Mendenhall
CLERK



**THE COMMITTEE ON
CITY PROPERTY**

**Approves Passage of
The Within Resolution**

Rose W. Menlove
Clerk **Chairman**
April 20, 1985



Department of Law
"Building Pride In Providence"

May 2, 1988

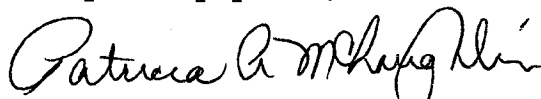
Rose Mendonca,
City Clerk
City Hall
Providence, Rhode Island 02903

Dear Ms. Mendonca:

As per instructions of Deputy City Solicitor Anthony Giannini,
I have drafted the enclosed resolution for the Southside
Community Land Trust.

Should you have any questions, certainly feel free to contact
me.

Very truly yours,


Patricia A. McLaughlin,
Assistant City Solicitor

PAM/sms

Enclosure:



Department of Law
"Building Pride In Providence"

March 15, 1988

Councilman Andrew Annaldo
c/o Office of the City Clerk
City Hall
Providence, Rhode Island 02903

Dear Councilman Annaldo:

I have reviewed the attached request from Southside Community Land Trust. Since the lots in question are tax reverted, the City can only lease a limited right to Southside Community Land Trust to occupy the premises.

Should the legal owners come in and pay back taxes and interest, Southside Community Land Trust would at that point, have to negotiate with them in order to remain on the premises. The City is not in a position to grant any time period to Southside Community Land Trust other than the period during which we hold the tax title.

If Southside Community Land Trust is willing to accept this, then I am sure a lease can be arranged.

Very truly yours,

ANTHONY A. GIANNINI, JR.
Deputy City Solicitor

.AAG/vav



Southside Community Land Trust

288 Dudley Street Providence, Rhode Island 02907 (401) 273-9419

December 14, 1987

Dear Councilman Annaldo,

Last year the Southside Community Land Trust initiated a community garden on several tax-reverted lots on Potters Avenue. Over 100 people are now growing their own food on this land, which for years had lain unused and covered with debris. The mayor of Providence was represented in an opening day tree planting ceremony (he could not attend personally because his daughter had been born that weekend), and expenses for "Potters Green" were partially borne by the Mayor's Office of Community Development. At this point, building on this year's success, we would like to ask the City Property committee for a 5-year lease on the following tax-reverted properties: Plat 43: lots #703,706,707,711,715,721, 741,743,745,794.

It is our feeling that at least a 5-year lease is necessary in order to ensure a minimum amount of tenancy for these gardeners. A great deal of work is necessary in order to turn a vacant lot into a garden for intensive food production. In addition, an investment has been made, in terms of fencing, soil, and installation of a water supply by the Providence Water Supply Board. Not only do these gardeners depend on the site remaining a garden, but the surrounding neighbors also consider it to be an asset. It has made an attractive and useful asset out of what was previously a hazard, a perennial problem, and an eyesore.

Since the lots in question are, in fact, tax-reverted, there remains the possibility that the original owners would want to redeem their property by paying all back taxes and interest owed the city. Of course, this is a risk to the SSCLT, but we feel optimistic that this is unlikely to happen. However, we would assume that a clause within the lease would have to speak to this eventuality, and we would have no problem with vacating the property, should this come to pass (perhaps within some reasonable time frame).

If you have any questions, please call. We will look forward to your placing this item on your next agenda, which we hope will be as soon as possible. Again, thanks for your help and support of our work.

Sincerely,

Deborah Schimberg
Deborah Schimberg
Executive Director, SSCLT
273-9419

3/9/88

Southside Community Land Trust

288 Dudley Street Providence, Rhode Island 02907 (401) 273-9419



February 5, 1988

Anthony Gianinni
City Solicitor's Office
60 Eddy St.
Providence, RI 02903

Dear Mr. Gianinni,

As a result of our telephone conversation some time ago, I sent a copy of the enclosed letter to Councilman Annaldo of the City Property Committee in an effort to secure a 5 year lease for one of our community gardens. Apparently, the matter is being referred back to your office for a legal opinion.

In the hope of expediting this matter before the spring planting season is here (gardeners will be participating in a mandatory all-garden "work day" in mid-April), I have forwarded a copy of the letter, including the particulars to you. If you remember our conversation, I mentioned that several other cities have entered into similar leases with community agencies such as our own. Furthermore, you will not that we understand that, should the original owners come forth with the back taxes, interest owed, etc., we would understand it to be our responsibility to vacate the land.

If there is any way in which we can be of further help, please call. I'll look forward to hearing from you as soon as is convenient. Thanks very much for your assistance.

Sincerely,
Deborah Schimberg
Deborah Schimberg
Director, SSCLT
273-9419



Southside Community Land Trust

288 Dudley Street Providence, Rhode Island 02907 (401) 273-9419

March 28, 1988

Councilman Andrew Annaldo
c/o City Hall
Providence, RI 02903

Dear Councilman Annaldo,

With reference to our conversation last week, I just wanted to thank you for your support of the Southside Community Land Trust's community gardening efforts. As you know, these community gardens provide the opportunity for hundreds of people to grow their own food, as well as to be involved directly in the beautification of their neighborhoods.

As we also discussed, Anthony Gianinni of the City Solicitor's Office has prepared a decision, as per your request, stating that there does not appear to be any legal obstacle to the city providing the SSCLT with a lease for the garden on Potters Ave. Therefore, as you said on the telephone, we should be expecting that lease to be enacted this spring. In the meantime, we are going ahead and starting the garden on April 9th in the good faith that this lease will be signed soon.

I'd also like personally to invite you to our "Greek Green Weekend" on April 9th, when the community gardens will get going. All of the gardeners will be there, as well as many of the fraternities and sororities in the state. We have invited the mayor to help inaugurate the gardens at 11:30 am, although we have not heard definitely as to whether or not he will be able to attend. One way or another, however, it would be wonderful if you could stop by. You needn't bother to RSVP, simply bring your family, or anyone else, to the intersection of Dudley and W. Clifford Streets in S. Providence anytime that Saturday. (Bring gloves, and we'll put you to work!)

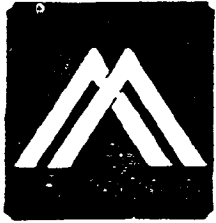
Thanks again for your help and support, and I hope that we will see and hear from you soon.

Sincerely,

Deborah Schimberg

Deborah Schimberg (DIRECTOR SSCLT)

Southside Community Land Trust



December 14, 1987

Dear Councilman Annaldo,

Last year the Southside Community Land Trust initiated a community garden on several tax-reverted lots on Potters Avenue. Over 100 people are now growing their own food on this land, which for years had lain unused and covered with debris. The mayor of Providence was represented in an opening day tree planting ceremony (he could not attend personally because his daughter had been born that weekend), and expenses for "Potters Green" were partially borne by the Mayor's Office of Community Development. At this point, building on this year's success, we would like to ask the City Property committee for a 5-year lease on the following tax-reverted properties: Plat 48: lots #703,706,707,711,715,721, 741,743,745,794.

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Since the lots in question are, in fact, tax-reverted, there remains the possibility that the original owners would want to redeem their property by paying all back taxes and interest owed the city. Of course, this is a risk to the SSCLT, but we feel optimistic that this is unlikely to happen. However, we would assume that a clause within the lease would have to speak to this eventuality, and we would have no problem with vacating the property, should this come to pass (perhaps within some reasonable time frame).

If you have any questions, please call. We will look forward to your placing this item on your next agenda, which we hope will be as soon as possible.

Again, thanks for your help and support of our work.

Sincerely,

Deborah Schimberg

Deborah Schimberg
Executive Director,

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: April 22, 1988

TO: John Izzo, Associate Engineer, Park Department

SUBJECT: REQUESTS TO LEASE OR PURCHASE VARIOUS PARCELS OF LAND

CONSIDERED BY: Councilman Andrew J. Annaldo, Chairman - Committee on
City Property

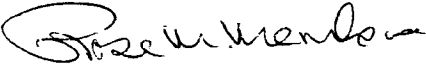
DISPOSITION:

The above-named Committee is in the process of leasing land to the Southside Community Land Trust of Lots 703, 706, 707, 711, 715, 721, 741, 743, 745 and 794 On City Assessor's Plat 48; and

land as outlined on accompanying plan submitted by Anthony J. Bucci, Jr., Attorney representing Duane Lockaby.

The Committee will be advertising Lot 25 on Plat 88, located along 25 Alger Avenue for sale, following a report.

Action will be delayed until receipt of your response.


City Clerk

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: April 21, 1988

TO: Patricia McLaughlin, Assistant City Solicitor

SUBJECT: VARIOUS MATTERS PERTAINING TO CITY PROPERTY.

CONSIDERED BY: Councilman Andrew J. Annaldo, Chairman - Committee on City Property

DISPOSITION: VOTED: To refer the following matters to the Law Department as outlined:

Resolution and lease agreement drafted for Southside Community Land Trust for Lots 703, 706, 707, 711, 715, 721, 741, 743, 745 and 794 on Plat 48, on a month to month basis for One (\$1.00) Dollar per year upon determination that the parcels involved have not been redeemed.
(Information attached)

Resolution and lease agreement drafted for the parcel as outlined in accompanying lease drafted, as requested by Anthony J. Bucci, Jr., Attorney, at Seventy-Five (\$75.00) Dollars per month for a five year period, with option to renew and renegotiate for a second five year period, with the City having the right to terminate the lease with a fifteen day notice, together with a legal description, square footage specified. (Information attached)

Review of lease of Edward J. Tavarozzi, Sr., for land situated at 37 Diamond Street, Lot 205 on Plat 31 to determine whether the option to purchase is still legal 1) for the price stated; and 2) does the option end after the one year period? (Information attached)

City Clerk

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: April 21, 1988 Page 2
TO: Patricia McLaughlin, Assistant City Solicitor
SUBJECT: VARIOUS MATTERS PERTAINING TO CITY PROPERTY
CONSIDERED BY: Councilman Andrew J. Annaldo, Chairman - Committee on City Property
DISPOSITION:

An Opinion is requested as to a Conflict of Interest with respect to Anthony B. Sciarretta, Judge of the Probate Court, representing a client who desires to purchase city property.

If possible it would be appreciated if the requests for Resolutions are received by Noon, April 29, 1988, they can appear on the next Printed Docket.

Rose M. Mendonca
City Clerk

City of Providence



Rhode Island

Department of City Clerk

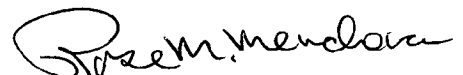
MEMORANDUM

DATE: April 21, 1988
TO: William Floriani, Redevelopment Agency
SUBJECT: REQUESTS TO PURCHASE CITY-OWNED PROPERTY.
CONSIDERED BY: Councilman Andrew J. Annaldo, Chairman - Committee on City Property

DISPOSITION: The Committee on City Property requests you review the following parcels and respond as to whether or not they are under the jurisdiction of the Providence Redevelopment Agency:

37 Diamond Street, Lot 205, Plat 31;
Lots 230, 231 & 232, Plat 94;
25 Alger Avenue, Lot 25, Plat 88;
Lot 449, Plat 97.

Accompanying is a request to purchase land the Committee has just determined is under your jurisdiction.


City Clerk

NANCY L. DERRIG
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.
MAYOR

Department of Public Parks

"Building Pride In Providence"

April 29, 1988

The Honorable Andrew J. Annaldo
Chairman
Committee on City Property
Office of the City Clerk
City Hall
Providence, Rhode Island 02903

RE: REQUESTS TO LEASE/PURCHASE VARIOUS
PARCELS OF LAND

Dear Councilman Annaldo:

The Department of Public Parks has reviewed the proposed lots to be leased on City Assessor's Plat No. 48, Lot Nos. 703, 706, 707, 711, 715, 721, 741, 743, 745, and 794, and on City Assessor's Plat No. 88, Lot No. 25.

Our conclusion is that the leasing of these lots will be in no way affect any existing Department of Public Parks' facility and have no objection to the proposed leasing of these lots.

Sincerely yours,

A handwritten signature in cursive script that reads "John A. Izzo".

JOHN A. IZZO
Supervisor of Engineering
and Planning

JAI/rh

cx: Nancy L. Derrig, Superintendent of Parks
Robert F. McMahon, Deputy Superintendent of Parks