

# RESOLUTION OF THE CITY COUNCIL

No. 84

*Approved* February 11, 1988

RESOLVED, DECREED AND ORDERED:

That the following named Street shown as cross-hatched area on the accompanying plan entitled, "Providence, RI Department of Public Works - Engineering Office, Street Line Section Plan No. 064374, dated March 12, 1987.

VIZ:

Tockwotton Street, from its western intersection with the easterly line of Ives Street by its entire width, to a point at the northeast corner of Lot 41, City Assessor's Plat 17, shown as cross-hatched area on accompanying plan and designated by the letters (A-B-C-D-E-A) having ceased to be useful to the public and is proposed to be abandoned as a Public Highway, provided that the New England Telephone and Telegraph Company be granted an easement acceptable to New England Telephone, which will permit retention of its facilities in existing locations with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities, if decided by the petitioner that telephone facilities are to be relocated, the petitioner will assume all costs of the relocation; City of Providence receive full sewer easement in said street; a loop of the water main is maintained which will require relocation of the water main. The newly installed main is to be located between India Street and Tockwotton Street. The relocation of the main will be at the owner's expense, the relocated main and appurtenances shall meet Water Supply Board's requirements and specifications. A utility easement corridor is provided by the owner between Tockwotton and India Streets. The Water Supply Board shall require a copy of the property deed which describes the easement and shall exercise approval of the description to protect its best interest; and the damage to the abutters is appraised at nothing and so awarded, and it is further

ORDERED, That the Traffic Engineer 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 a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

IN CITY COUNCIL

READ AND PASSED

PRES.

CLERK

APPROVED

FEB 11 1988

MAYOR

**THE COMMITTEE ON  
PUBLIC WORKS**

**Approves Passage of  
The Within Resolution**

*Rose M. Newbourn*  
Clerk Chairman  
January 27, 1988

**CITY OF PROVIDENCE**  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

**PETITION TO THE CITY COUNCIL**

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:**

*The undersigned respectfully petitions your honorable body*

to approve the abandonment of the following City of Providence street,  
avenue and by-way, to wit:

Tockwotton Street,

as further described below.

Said street, avenue and by-way no longer serves a useful purpose  
as a highway for public transport.

Description of requested abandonment area:

Tockwotton Street

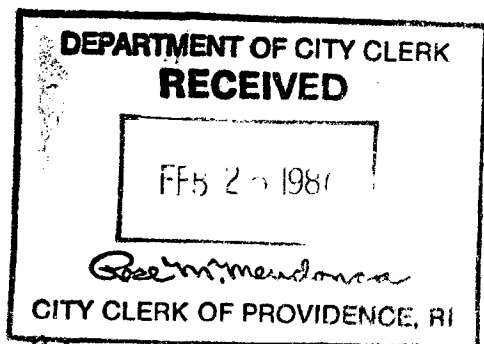
From its western intersection with the easterly line of Ives Street  
by its entire width, to a point at the northeast corner of Petitioner's  
property.

Petitioner's property is described as Lot 41 on City of Providence  
Assessor's Plat 17.

Respectfully submitted:

Harbourview Landing Associates, l.p.

by its Attorney:



*James A. O'Leary*  
James A. O'Leary  
Suite 105  
469 Centreville Road  
Warwick, Rhode Island 02886

2/21/81 Check # 400 Amt. 175.00

FILED

FEB 27 11 47 AM '87

DEPT. OF CLERK  
PROVIDENCE, R.I.

IN CITY COUNCIL  
MAR 5 1987

FIRST READING  
REFERRED TO COMMITTEE ON

PUBLIC WORKS

B. J. Mendonca CLERK

THE COMMITTEE ON  
PUBLIC WORKS

June 3, 1987

Recommends

*Be Continued*

Michael R. Clement  
Clerk

*Journal Petrosenelli:*  
*for your use only*  
*This is not a plan of record*  
*R.I.C.*

*N*  
*+*

PROVIDENCE R. I.
P. W. DEPT. - ENGINEERING OFFICE
STREET LINE SECTION
Plan No. <u>064374</u>
Date <u>March 12, 1987</u>

City of Providence



Rhode Island

## Department of City Clerk

### MEMORANDUM

DATE: March 9, 1987

TO: Rocco A. DeLuca, Director of Public Works

SUBJECT: \*PROPOSED STREET ABANDONMENTS

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached are copies of the subject matters, for your study and report back to the above named committee, along with a list of abutting property owners and tracing of the area.

\*India Street  
Ives Street  
Tockwotton Street *g/v*

*Michael R. Clement*  
Michael R. Clement,  
First Deputy City Clerk

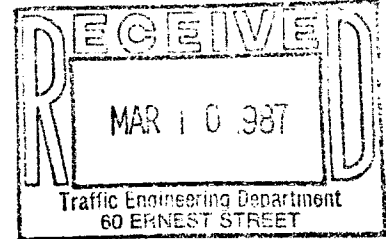
City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM



DATE: March 9, 1987

TO: B. James Suzman, Traffic Engineer

SUBJECT: \*PROPOSED STREET ABANDONMENTS

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached are copies of the subject matters, for your study and report back in writing to the above named Committee as soon as practical.

\*India Street  
✓ Ives Street  
✓ Tockwotton Street

Disposition:

No Objection.

B. James Suzman  
Traffic Engineer  
March 11, 1987

*Michael R. Clement*  
Michael R. Clement,

First Deputy City Clerk

NANCY L. DERRIG  
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.  
MAYOR

Department of Public Parks

*"Building Pride In Providence"*

March 13, 1987

Mr. Michael C. Clement  
First Deputy City Clerk  
Office of the City Clerk  
City Hall - Third Floor  
Providence, Rhode Island 02903

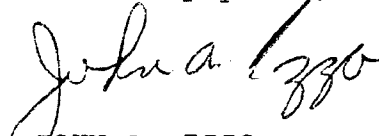
RE: STREET ABANDONMENTS

Dear Mr. Clement:

The Department of Public Parks is requesting additional information in the form of a tax assessor's plat map, indicating the exact portions of India, Ives and Tockwotton Streets that are to be abandoned. This is necessitated by the fact that Park Department Property, which has federal restrictions attached to it, appears to be adjacent to the proposed abandoned portions of streets. In addition, a new bike trail is being developed by the State of Rhode Island that also appears to be adjacent to the proposed abandonments.

By reviewing a site map of the area, and determining that the proposed street abandonments will not conflict with the above-mentioned parcels of land, the Department of Public Parks would then have no objection to the proposed street abandonments.

Sincerely yours,

  
JOHN A. IZZO,  
Associate Engineer

JAI/r

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



# The City Plan Commission

44 Washington St.

44 WASHINGTON STREET

PROVIDENCE RHODE ISLAND 02903

March 20, 1987

Committee on Public Works  
c/o City Clerk  
City Hall  
Providence, Rhode Island 02903

Attention: Rose M. Mendonca, City Clerk

Subject: Referral No. 2212 - Abandonment of certain portions of India,  
Ives and Tockwotten Streets surrounding  
Lot 41 on A.P. 17

Gentlemen:

The City Plan Commission at its March 18, 1987 regular monthly meeting reviewed and evaluated the subject referral from your Committee.

The petitioners are Harbourside Landing Associates represented by their attorney Mr. James A. O'Leary of 469 Centerville Road, Warwick, Rhode Island. The petitioners own Lot 41 on Assessor's Plat 17.

The petitioners are planning to demolish all buildings located on aforesaid lot and to build a new 7-story high hotel for 141 rooms. The proposed abandonment is needed to accommodate hotel parking needs and for security reasons.

A field inspection revealed that aforesaid portions of India, Ives and Tockwotton Streets are paved public right-of-ways surrounding the petitioner's property.

After the construction of I-195 was completed, those street portions became dead-end access roads and gangways serving only the petitioner's property and of no use to the public.

An area surrounding the other side of the proposed abandonment is owned by the State of Rhode Island and it is used for highway purposes.

The Commission voted to advise the Committee on Public Works that no objection is offered to this petition.

Sincerely yours,

Kathleen D. Field  
Associate Director of Planning

KDF/jp



NANCY L. DERRIG  
SUPERINTENDENT OF PARKS



JOSEPH R. PAOLINO, JR.  
MAYOR

Department of Public Parks

*"Building Pride In Providence"*

May 21, 1987

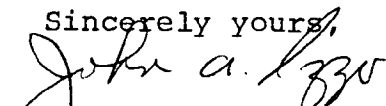
Mr. Michael Clement  
First Deputy City Clerk  
Office of the City Clerk  
City Hall  
Providence, RI 02903

re: Abandonment of portion of Ives, India & Tackwotton Sts.

Dear Mr. Clement:

After receiving a more detailed site map of the area and reviewing the information with the State of R.I. and Lee Pare Associates, the Department of Public Parks has no objection to the proposed abandonments of a portion of Ives, India and Tackwotton Sts.

Sincerely yours,

  
John A. Izzo,  
Associate Engineer

CC: Nancy L. Derrig,  
Superintendent of Parks



## New England Telephone

A ~~NYNEX~~ Company

85 High Street  
Pawtucket, Rhode Island 02860

June 2, 1987

Committee on Public Works  
Providence City Council  
City Hall  
Providence, RI 02903

RE: PETITION TO ABANDON A PORTION OF BENEFIT, INDIA, TOCKWOTTEN AND TRAVERSE  
STREETS

Dear Sirs,

New England Telephone and Telegraph Company presently has aerial and underground facilities in said streets. These facilities serve the area east of South Main Street, Providence, RI.

These facilities include aerial cable, poles and underground laterals that provide service to residences and businesses in the area.

New England Telephone and Telegraph Company will not object to the granting of said petition, provided that in the event the petition is granted, the petitioner will convey an easement acceptable to New England Telephone, which will permit retention of it's facilities in existing locations with the right to inspect, maintain, operate and replace the same and with twenty-four hour access to said facilities.

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

---

Luther E. Smith, Jr.  
District Manager-Customer Services

cc: W. Gilmore  
H. VanderMost

PROVIDENCE POLICE DEPARTMENT .

June 3, 1987

To: Anthony J. Mancuso Chief of Police

From: Sgt. Raymond Hastings

Subject: Street Abandonment- India St., Ives St. (Tockwotten St.)

Sir:

I responded to the above streets and after viewing the area, I find no reason not to approve this abandonment petition.

In allowing this Company to take over the property it will put it back on the tax rolls of the City.

Respectfully submitted,  
*Sgt. Raymond Hastings*  
RAYMOND HASTINGS  
SERGEANT  
TRAFFIC BUREAU

CHARLES A. PISATURO, ESQ.  
COMMISSIONER  
CHIEF MICHAEL F. MOISE  
FIRE CHIEF



JOSEPH R. PAOLINO, JR.  
MAYOR

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

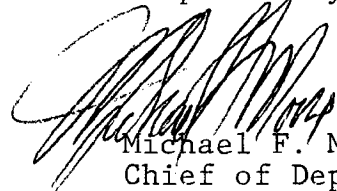
March 30, 1987

To: Charles A. Pisaturo, Commissioner of Public safety  
From: Michael F. Moise, Chief of Department  
Subject: Street Abandonment - Dead End Section of Tockwotton Street

Dear Sir:

The request for the abandonment of a dead end section of Tockwotton Street as described in the petition to the City Council, will pose no operational problems to the Providence Fire Department.

Respectfully,

  
Michael F. Moise  
Chief of Department

MFM/ds

MAR 31 1987

COMMISSIONER  
OF PUBLIC SAFETY

Proposed Abandonments of Portions of  
Tockwotten Street, Ives Street, India Street

Plot 17

Lot

41 Harbourview Landing Associates  
Box 5168  
Esmond, R.I. 02917

B.

THE CITY OF PROVIDENCE

CITY SERGEANT'S OFFICE

**THIS IS TO CERTIFY**, That I have caused the notice, of which a true copy is hereto annexed, to be served upon the following named persons, by handing to each of said persons, or by leaving at their last and usual place of abode in this State a true copy of said notice, to wit: To Abandon a Portion of Tockwotton Street, Ives Street, India Street.

PLAT      LOT

17              41

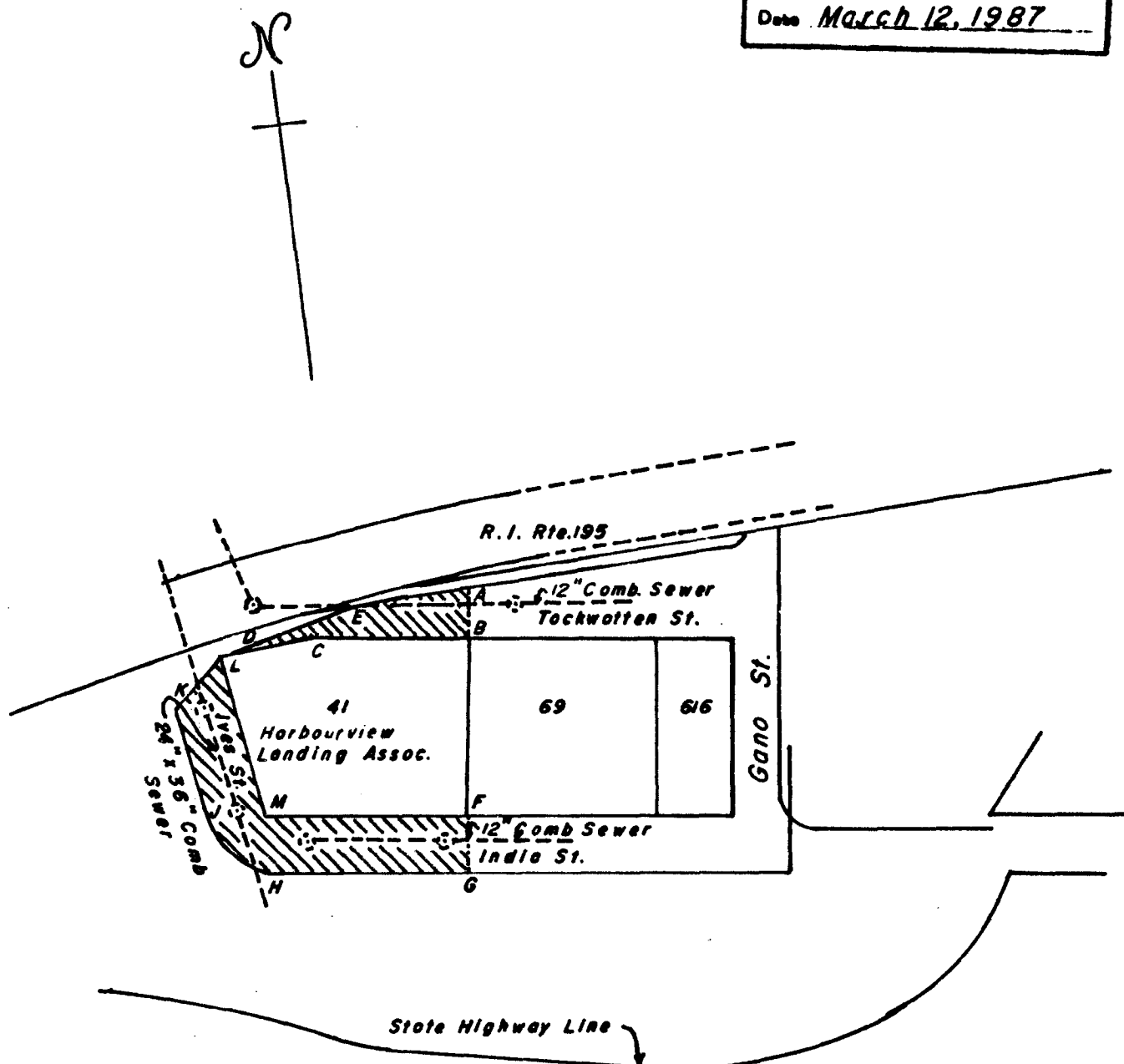
Harbourview Landing Associates *Mailed 5-18*  
Box 5168  
Emsond, RI      02917

5/6/87  
Date

Ralph P. Thylman  
City Sergeant

Councilwoman Carolyn F. Brassil  
Ward One

PROVIDENCE R. I.  
 P. W. DEPT. - ENGINEERING OFFICE  
 STREET LINE SECTION  
 Plan No. 064374  
 Date March 12, 1987



Notes:

Cross-Hatched Areas (A-B-C-D-E-A) & (F-G-H-J-K-L-M-F) Indicates Proposed Abandonments.

Full Sewer Easement Will be Required in Abandoned Areas.

CITY OF PROVIDENCE, R. I.  
 Public Works Dept. - Engineering Office  
 Showing Proposed Abandonment of  
Ives, India & Tockwotten (Portions)  
 Drawn by J. A. M. Checked by R. J. Q.  
 Scale No Scale Date 3-12-87  
 Corrected [Signature] Associate Eng.  
 Approved [Signature] P.E.  
 City Engineer

GEORGE A. CALCAGNI  
CHAIRMAN  
ARMANDO PARILLO  
VICE CHAIRMAN  
JAMES A. LOMBARDI  
Secretary  
JOHN E. MARTINELLI  
Legal Advisor  
JEROME I. BARON  
Ex-Officio



JOSEPH R. PAOLINO, JR.  
MAYOR  
WILEY J. ARCHER, P.E.  
CHIEF ENGR./GENERAL MANAGER  
RAYMOND COLA  
City Councilman  
ANDREW J. ANNALDO  
City Councilman  
MARY A. NOCERA  
Member  
LOUIS ORABONA  
MEMBER

Water Supply Board  
"Building Pride In Providence"

August 11, 1987

Councilman James Petrosinelli, Chairman  
Committee on Public Works  
City Clerk's Office  
City Hall  
Providence, Rhode Island

Dear Councilman Petrosinelli:

Reference is made to a petition to abandon Ives Street and portions of Tockwotton and India Street in the City of Providence under copy of a Memorandum with attached documents dated March 9, 1987.

The Water Supply Board has an eight-inch C.I. water main which loops through the three streets involved. Adequate water service to the area requires that the looping system be maintained. The Water Supply Board would agree to an abandonment as requested if the following conditions are met:

- 1) That a loop of the water main is maintained.
- 2) That a utility easement/corridor is provided between Tockwotton and India Streets to maintain a loop. Relocation of the water main would be required and would be at the owner's/petitioner's expense.
- 3) The Engineering staff of the Water Supply Board is available to meet with the petitioner to discuss the details of the water-main relocation and easement.

Very truly yours,

Wiley J. Archer, P.E.  
Chief Engineer/General Manager

mtd

cc: James Lombardi  
Edward Bondarevskis  
Steven Santaniello



GEORGE A. CALCAGNI  
CHAIRMAN  
ARMANDO PARILLO  
VICE CHAIRMAN  
JAMES A. LOMBARDI  
Secretary  
JOHN E. MARTINELLI  
Legal Advisor  
JEROME I. BARON  
Ex-Officio



JOSEPH R. PAOLINO, JR.  
MAYOR  
WILEY J. ARCHER, P.E.  
CHIEF ENGR./GENERAL MANAGER  
RAYMOND COLA  
City Councilman  
ANDREW J. ANNALDO  
City Councilman  
MARY A. NOCERA  
Member  
LOUIS ORABONA  
MEMBER

Water Supply Board  
"Building Pride In Providence"

September 11, 1987

Councilman James Petrosinelli, Chairman  
Committee on Public Works  
City Clerk's Office  
City Hall  
Providence, Rhode Island

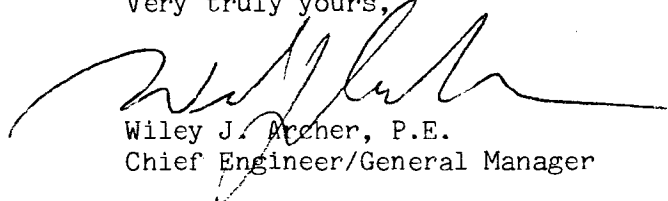
Re: Abandonment of Ives, India and Tockwotton Streets

Dear Mr. Petrosinelli:

On September 9, 1987 representatives of this Department met with Mr. Jack Cutlip, President of Realty Resources at the Water Supply Board (WSB), 552 Academy Avenue, Providence, Rhode Island. It was agreed that the WSB will approve the abandonment subject to the following:

1. A loop of the water main is maintained which will require relocation of the water main. The newly installed main is to be located between India Street and Tockwotton Street. The relocation of the main will be at the owner's expense. The relocated main and appurtenances shall meet WSB requirements and specifications.
2. A utility easement corridor is provided by the owner between Tockwotton and India Streets. The Water Supply Board shall require a copy of the property deed which describes the easement and shall exercise approval of the description to protect its best interests.

Very truly yours,



Wiley J. Archer, P.E.  
Chief Engineer/General Manager

mtd

cc: Jack Cutlip  
Steven Santaniello  
Edward Bondarevskis



P. O. Box 5168  
Esmond, R.I. 02917  
401/232-5511

September 22, 1987

Councilman James Petrosinelli, Chairman  
Committee on Public Works  
City Clerk's Office  
City Hall  
Providence, R.I.

RE: Harbourview Landing/Days Inn Facility

Dear Mr. Petrosinelli:

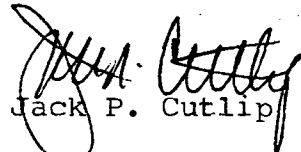
It's my understanding that with our agreement with the Water Supply Board, that all of the various departments have now submitted their approvals/recommendations for the abandonment of Ives Street, Tockwotton and India Street.

I further understand that your committee is now required to meet in order to grant final approval and recommendation to the City Council.

I would appreciate hearing from you as to whether or not this is the case and when we might expect to have a final approval from the Public Works Committee.

If I can provide you with any additional information, please let me know.

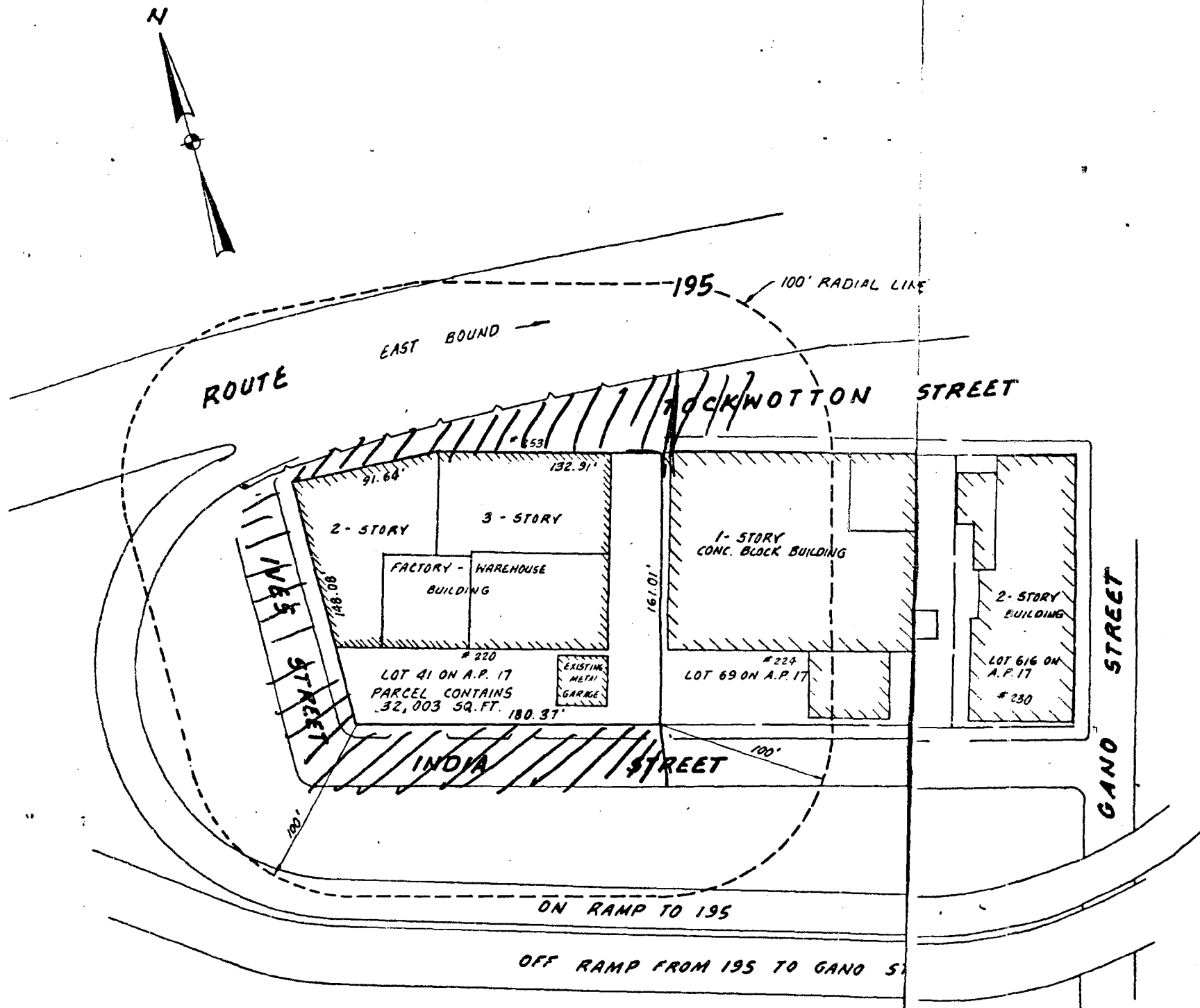
Sincerely,



Jack P. Cutlip

JPC/slm

cc: Jim O'Leary  
Peter Rotelli



# RADIUS PLAN

IN  
PROVIDENCE, R.I.  
INDIA STREET

PLAT 17 LOT 41

PREPARED BY

**MW** CIVIL ENGINEERS  
LAND SURVEYORS  
LAND PLANNERS  
MARK W. HUTCHINS & ASSOCIATES, INC.  
100 WATERMAN AVENUE EAST PROVIDENCE, R.I.

SCALE: 1" = 50' FEBRUARY, 1987

//// = AREAS TO BE ABANDONED

NOTE:  
ALL LOTS SHOWN ARE ON ASSESSOR'S PLAT 17  
PRESENT ZONING OF LOTS M-1

## LIST OF NAMES WITHIN THE 100' RADIUS

LOT NO.	NAME
41	HARBOURVIEW LANDING ASSOCIATES L.P.
69	BROWN UNIVERSITY IN PROVIDENCE IN THE STATE