

# RESOLUTION OF THE CITY COUNCIL

*No. 408*

*Approved* JUNE 21, 1995

WHEREAS, the Narragansett Bay Commission (hereinafter "Grantee") has filed a petition requesting permission to encroach on a municipal public right-of way; and

WHEREAS, the Grantee has requested such permission so as to construct a flowmeter, electric meter, and telephone; and

WHEREAS, the construction of said meters and telephone, is in the best interest of the public; and

WHEREAS, the Department of Public Works has determined that such construction would not unreasonably infringe on the public's right-of-way.

NOW, THEREFORE, BE IT that Grantee is granted permission to construct a flowmeter, electric meter and telephone at the northerly side of Silver Lake Avenue. Said grant is specifically conditioned upon the following:

a. Grantee shall undertake all construction in accordance with the plans submitted to the Director of the Department of Inspection and Standards; the Department of Public Works, and the Department of Traffic Engineering; as the same may have been amended or modified by those agencies.

b. The Grantee shall enter into an indemnification and hold harmless agreement with the City in a form satisfactory to the office of the City Solicitor.

c. Easements, satisfactory to those entities who may have solicited same, are expressly reserved and, if necessary, Grantee shall execute the appropriate documents to convey the same. Grantee shall undertake any construction permitted herein so as to avoid interference with underground cable, conduit and the like.

d. The City shall retain a right of reverter in the premises. Should the Grantee fail to comply with or to abide by any of the above referenced conditions, or should said encroachment cease to be used for utility purposes, the premises shall automatically revert to the full fee and control of the City of Providence; any agreement hereunder shall be null and void, and any right or fee created hereunder shall be forever extinguished without recourse by the Grantee or any successor in interest.

e. Further, the Grantee expressly agrees - which agreement shall be evidenced by the commencement of any construction provided hereunder - that:

1. All documents obtained in connection with Grantee's petition including any minutes, voice recording or transcription of the same

shall comprise the official record of Grantee's position;

2. The Grantee is presumed to assent to and comply with all recommendations, requests and the like - including but not limited to: modifications of Grantee's original plan, landscaping alteration, set-back adjustments, rights of access to utilities, federal, state and municipal departments or agencies - which are hereby made a part of the official record of the City Council Committee on Public Works

f. Such other amendments or modifications as the Mayor or Office of the City Solicitor may deem necessary to effect the purpose of this Resolution and to promote the health and safety of the citizenry.

IN CITY COUNCIL  
JUN 15 1995  
READ AND PASSED  
*Emelys V. Fargnoli*  
ACTING PRES.  
*Michael L. Clement*  
CLERK

APPROVED  
JUN 21 1995  
*Walter A. Crain*  
MAYOR

IN CITY COUNCIL

*April 20, 1995*  
FIRST READING  
REFERRED TO COMMITTEE ON

~~PROPERTY~~

CITY

PROPERTY

CLERK

*Michael S. Lerner*

THE COMMITTEE ON

CITY PROPERTY

Recommends

*Refer to*

*Public Works*

Clerk

*Michael S. Lerner*  
5/17/95

THE COMMITTEE ON

PUBLIC WORKS

Approves Passage of

The Within Resolution

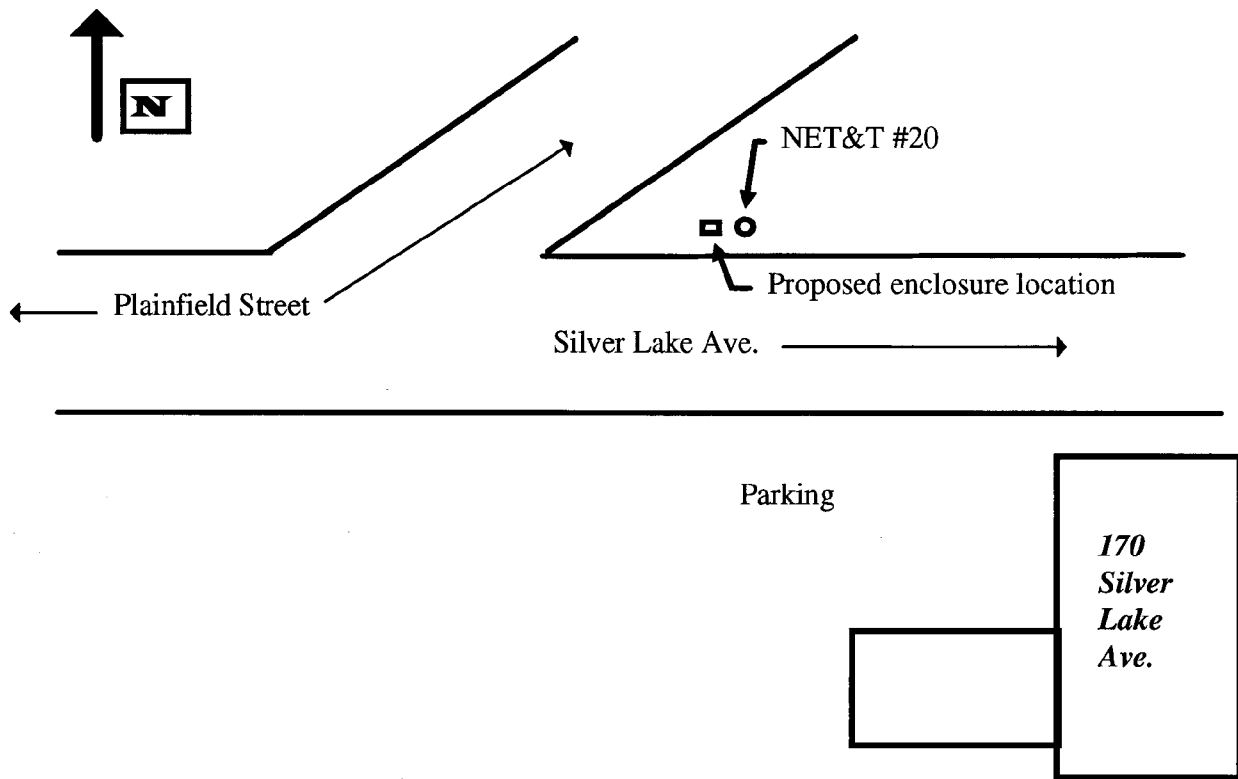
*Public Works*

Chairman

*6/7/95*  
*Clark*

ATTACHMENT A

CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
PETITION TO THE CITY COUNCIL  
NARRAGANSETT BAY COMMISSION  
PLAN OF PROPOSED METER ENCLOSURE LOCATION



Not to Scale

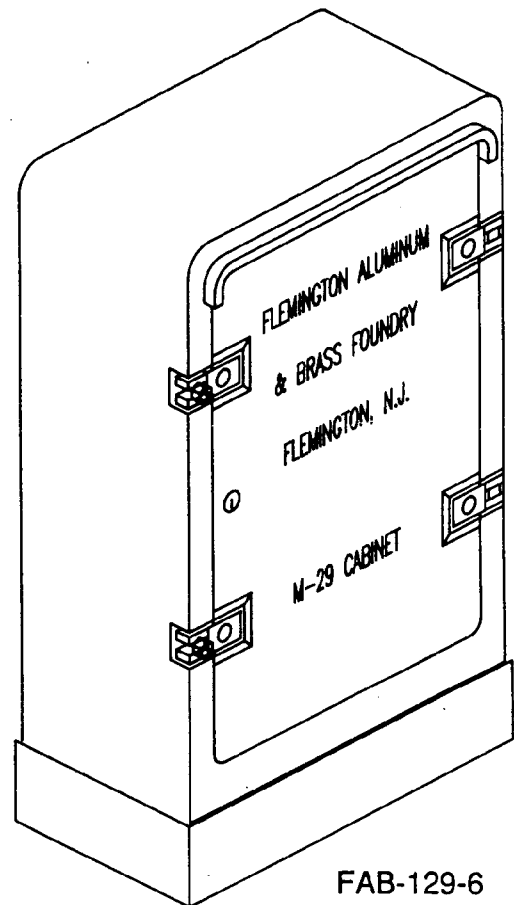
# CAST ALUMINUM CABINETS

## Free Standing Meter and Control Enclosure

- NJDOT APPROVED
- HEAVY DUTY CONSTRUCTION
- CAST ALUMINUM
- VANDAL RESISTANT
- WEATHERPROOF
- STAINLESS STEEL HARDWARE
- CORBIN LOCK AND KEY
- MOUNTING BACKBOARD

**METER CABINETS INCLUDE:** ASTM B-26 aluminum cast cabinet, hinges, door and extension base; stainless steel hardware; Corbin lock and (2) keys # 15481RS; continuous neoprene gasket around door; black plywood mounting backboard; integral mounting lugs and an open bottom for conduit entry.

**OPTIONS:** (see Section B) doors and windows in door, anchorage, painting, venting, fans, vandal proofing, conduit holes, extra keys and raised cast letters on door.



FAB-129-6

Part #	Description	Size
FAB-129	M-29 Cabinet	42.5" x 29.5" x 15.5"
FAB-129-6	M-29 Cabinet w/ 6" base	48.75" x 29.5" x 15.5"
FAB-129-13	M-29 Cabinet w/ 13" base	55" x 29.5" x 15.5"
FAB-137	M-37 Cabinet	42" x 37" x 16"
FAB-137-6	M-37 Cabinet w/ 6" base	48" x 37" x 16"
FAB-137-13	M-37 Cabinet w/ 13" base	55" x 37" x 16"
FAB-149	M-49 Cabinet	43" x 22" x 14"
FAB-149-6	M-49 Cabinet w/ 6" base	49" x 22" x 14"
FAB-160	M-60 Cabinet	60" x 43" x 20"
FAB-160-13	M-60 Cabinet w/ 13" base	73" x 43" x 20"



**Flemington Aluminum & Brass™**

24 JUNCTION ROAD  
FLEMINGTON, NJ 08822

(908) 782-6317  
FAX: (908) 782-8078

Michael R. Clement  
City Clerk

\_\_\_\_\_  
Clerk of Council



Jean M. Angelone  
First Deputy

\_\_\_\_\_  
Barbara A. Poirier  
Second Deputy

**DEPARTMENT OF CITY CLERK  
CITY HALL**

**MEMORANDUM**

DATE: May 22, 1995

TO: Mr. B. James Suzman, Director of Public Works

SUBJECT: THE ATTACHED PETITION

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

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

A handwritten signature in cursive script, reading "Barbara A. Poirier".

SECOND DEPUTY CITY CLERK

Michael R. Clement  
City Clerk

\_\_\_\_\_  
Clerk of Council



Jean M. Angelone  
First Deputy

\_\_\_\_\_  
Barbara A. Poirier  
Second Deputy

**DEPARTMENT OF CITY CLERK  
CITY HALL**

**MEMORANDUM**

DATE: May 22, 1995

TO: Mr. Ramzi Loqa, Director of Inspection and Standards

SUBJECT: THE ATTACHED PETITION

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

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

*Barbara A. Poirier*

SECOND DEPUTY CITY CLERK

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City Clerk

\_\_\_\_\_  
Clerk of Council



Jean M. Angelone  
First Deputy

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Barbara A. Poirier  
Second Deputy

**DEPARTMENT OF CITY CLERK  
CITY HALL**

**MEMORANDUM**

DATE: May 22, 1995

TO: Mr. Manuel Viera, Director of Communications

SUBJECT: THE ATTACHED PETITION

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

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

*Barbara A. Poirier*  
SECOND DEPUTY CITY CLERK



Michael R. Clement  
City Clerk

\_\_\_\_\_  
Clerk of Council



Jean M. Angelone  
First Deputy

\_\_\_\_\_  
Barbara A. Poirier  
Second Deputy

**DEPARTMENT OF CITY CLERK  
CITY HALL**

**MEMORANDUM**

DATE: May 22, 1995

TO: Mr. Michael DiNezza, Narragansett Electric Company

SUBJECT: THE ATTACHED PETITION

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

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

A handwritten signature in cursive script, reading "Barbara A. Poirier".  
SECOND DEPUTY CITY CLERK

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City Clerk

\_\_\_\_\_  
Clerk of Council



Jean M. Angelone  
First Deputy

\_\_\_\_\_  
Barbara A. Poirier  
Second Deputy

**DEPARTMENT OF CITY CLERK  
CITY HALL**

**MEMORANDUM**

DATE: May 22, 1995

TO: Pamela Greenwood, New England Telephone

SUBJECT: THE ATTACHED PETITION

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

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

A handwritten signature in cursive script, reading "Barbara A. Poirier".

SECOND DEPUTY CITY CLERK

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City Clerk

\_\_\_\_\_  
Clerk of Council



Jean M. Angelone  
First Deputy

\_\_\_\_\_  
Barbara A. Poirier  
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**DEPARTMENT OF CITY CLERK  
CITY HALL**

**MEMORANDUM**

DATE: May 22, 1995

TO: Mr. Robert Hillman, Providence Gas Company

SUBJECT: THE ATTACHED PETITION

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

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

A handwritten signature in cursive script, reading "Barbara A. Poirier".

SECOND DEPUTY CITY CLERK



The Narragansett Electric Company  
280 Melrose Street  
P.O. Box 1438  
Providence, Rhode Island 02901-1438

June 2, 1995

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

Re: Narragansett Bay Commission Petition - Silver Lake Avenue

Dear Ms. Poirier:

After review of the Narragansett Bay Commission's petition for a free standing enclosure to be placed within four feet of NECo's Pole #20, we have no objection to the City Council approving this matter. Please note that this is conditional upon the enclosure being a free standing structure and not in anyway attached to the aforesaid pole.

The Narragansett Electric Company (NECo) has not yet been contacted by the NBC for electric service to the enclosure. NECo reserves the right to design the service to the enclosure and also whether or not the connection will be made to NECo's Pole #20.

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

Sincerely,

Michael D. DiNezza  
Senior Real Estate Representative

cc: Steven J. Brown

B. JAMES SUZMAN

Director



VINCENT A. CIANCI, JR.

Mayor

**Department of Public Works**

*"Building Pride In Providence"*

May 25, 1995

Robert M. Clarkin, Chairman  
Committee on Public Works  
City Clerk's Office  
City Hall  
Providence, RI

RE: Narragansett Bay Commission's Petition for Proposed Meter Enclosure Location

Dear Councilman Clarkin:

The Dept. of Public Works offers no objection to the above petition pending the execution of a hold harmless agreement satisfactory to the Law Department.

The Dept. of Public Works also recommends that the placement of the meter enclosure be located to the inside of the sidewalk as much as possible rather than at the curbline in order to minimize any motor vehicle accidents to which the enclosure could be knocked down.

Very truly yours,

A handwritten signature in black ink, appearing to read "B. James Suzman", written over a horizontal line.

B. James Suzman, Director

BJS:cs

cc: John D'Amico - Law Dept.

RAMZI J LOQA, P.E.

Director



VINCENT A. CIANCI, JR.

Mayor

## Department of Inspection and Standards

*"Building Pride In Providence"*

### MEMO

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

From: Ramzi J. Loqa, Director *Ramzi J. Loqa*

Date: June 7, 1995

Re: Sewer Flowrate Station (Silver Lake Avenue)

Please be advised that the Sewer Flowrate Station does not fall under our jurisdiction, since it will be located at sidewalk (Public Property), and should be referred to the Public Works Department for approval.

Also, please be advised that the Providence Zoning Ordinance exempts sewer mains and any incidental appurtenances and installations.

RJL:np



June 6, 1995

Councilman Robert M. Clarkin  
Chairman, Committee on Public Works  
Department of City Clerk  
City Hall  
593 Eddy Street  
Providence, RI

Dear Mr. Clarkin:

I have reviewed the petition to locate a free-standing enclosure containing an electric meter, a flow meter, and a telephone within the public right of way on the north side of Silver Lake Avenue in Providence. Providence Gas Company has no objection to this petition.

We have a gas main in Silver Lake Avenue at that location as well as gas service to 163 and 165 Silver Lake Avenue. As long as the exact location of the enclosure is flexible pending Dig Safe investigations, I do not foresee any problem.

Sincerely,

Thomas P. Gavula, Director  
Engineering & Project Management

TPG/kg

NYNEX  
85 High Street, Pawtucket, RI 02860  
Tel 401 727 9555  
Fax 401 726 6166

NYNEX

June 8, 1995

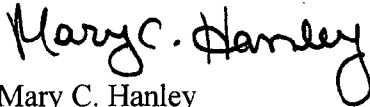
Mr. Robert M. Clarkin  
Chairman-Committee on Public Works  
20 Dorrance Street  
Providence, Rhode Island 02903

Dear Councilman Clarkin:

Regarding the petition of the Narragansett Bay Commission for a proposed Flowmeter, Nynex has no objection to this request.

When asked, we will provide telephone service; but this will be our only involvement.

Very truly yours,

  
Mary C. Hanley  
E/P Manager - Right of way