

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 631

Approved July 13, 1979

RESOLVED, That His Honor the Mayor is hereby authorized to grant an easement from the City of Providence to the State Department of Environmental Management across the City's land at Point Judith in the Town of Narragansett, Rhode Island to provide public access from Point Judith Road to an area of the beach along the easternmost portion of the Harbor of Refuge Breakwater, said area being licensed to the State of Rhode Island, by the United States Army Corps of Engineers on a ninety-nine year term, upon such terms and conditions as the Mayor and the City Solicitor shall require.

IN CITY COUNCIL
JUL 5 1979
READ AND PASSED

Ralph Laing
Rose M. Mendonca CLERK

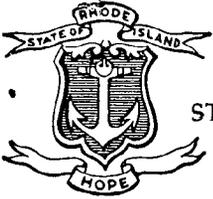
Approved July 13 - 1979
James A. Clavin

THE COMMITTEE ON
CITY PROPERTY

Approves Passage of
The Within Resolution

Jose M. Mendonca
Clerk Chairman

June 25, 1979



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Environmental Management
OFFICE OF THE DIRECTOR
83 Park Street
Providence, R. I. 02903

April 17, 1979

City Properties Committee
Providence City Hall
Providence, RI 02903

RE: Pt. Judith Access Easement

Dear Sirs:

The Department of Environmental Management desires to obtain an easement from the City of Providence across the City's land at Point Judith, in the Town of Narragansett. The easement which has been negotiated by this Department and the City would provide public access from Point Judith Road to an area of beach between Point Judith Light and the easternmost portion of the Harbor of Refuge Breakwater, which area is licensed to the State by the U.S. Army Corps of Engineers on a 99 year term. The beach area and the breakwater to which it provides access are very popular with fishermen. The City's granting of the easement will enable them to obtain access to the beach from the public road; no other such access exists.

I would also call your attention to the terms of the proposed easement, under which the State is and remains responsible for construction, maintenance and repairs of the path over which access will be allowed.

Your favorable action on this easement would be appreciated by this Department and the members of the public who patronize the Point Judith fishing area. If you have any further questions on the matter, please feel free to contact me.

Very truly yours,

R. Daniel Prentiss
Chief Legal Counsel

RDP/km1

cc: Mr. Mastrati

APR 25 8 36 AM '79
DEPT. OF CITY CLERK
PROVIDENCE, R.I.

THE COMMITTEE ON
CITY PROPERTY

Recommends *Be Continued*

Jose M. Mendonca
Clerk

4/30/79

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: May 7, 1979

TO: City Solicitor Ronald H. Glantz

SUBJECT: REQUEST FOR EASEMENT AT POINT JUDITH

CONSIDERED BY: Councilman Harry A. Johnson, Chairman Committee on City
Property

DISPOSITION: Attached is copy of Communications from Dept. of
Environmental Management the same being self-explanatory.

The above named Committee requests a legal opinion from
you, in writing, as soon as practical.

Rose M. Mendonca
City Clerk

CITY SOLICITOR
RONALD H. GLANTZ



MAYOR
VINCENT A. CIANCI, JR.

LAW DEPARTMENT

May 9, 1979

Councilman Harry A. Johnson
Chairman, Comm. on City Property
City Hall
Prov., RI 02903

Re: Point Judith Access Easement

Dear Councilman Johnson:

I am writing you in reference to the resolution that is before your committee regarding a request for an easement at Point Judith.

I have been in communication with the Department of Environmental Management for the State of Rhode Island, and have researched the legalities pertaining to the easement in question. This easement is for access by fishermen to the water; it is a land-locked area and could be their only means of ingress and egress. The legal problems have been ironed out with the Department of Environmental Management.

Therefore, it is our opinion that this resolution is legal and would urge its passage.

If you have any questions or you would like to add anything to this easement, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in cursive script that reads "Frank Mastrati, Jr.".

Frank Mastrati, Jr.
Special Counsel

/abb

July 24, 1979

Department of Environmental Management
R. Daniel Prentiss, Chief Legal Counsel
83 Park Street
Providence, RI 02903

Dear Mr. Prentiss,

Enclosed is certified copy of Resolution Number 631,
approved July 13, 1979 the same being self-explanatory.

Will you kindly communicate with the City Solicitor's
Department relative to the completion of this agreement.

Very truly yours,

Rose M. Mendonca,
City Clerk.