

THE CITY OF PROVIDENCE  
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

# RESOLUTION OF THE CITY COUNCIL

No. 4790

Approved August 12, 1982

RESOLVED, DECREED AND ORDERED

That the following named street shown as cross-hatched area on the accompanying plan entitled, "Providence, Rhode Island, Department of Public Works - Engineering Office, Street Line Section Plan No. 064188, dated April 20, 1982",

VIZ:

Fort Avenue, 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, 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

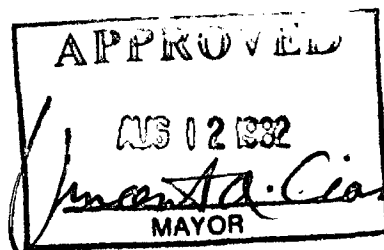
ORDERED, That after the entry of this order or decree the City Clerk shall cause a notice thereof to be published in a newspaper published in the County of Providence at least once a week for three successive weeks and a further and personal notice shall be served by the City Sergeant upon every owner of land abutting the above-named highway which has been abandoned, who is known to reside within the State.

IN CITY COUNCIL

AUG 5 1982  
READ AND PASSED

*Robert H. Lynd*  
PRES.

*Rose M. Mendonça*  
CLERK



THE COMMITTEE ON  
PUBLIC WORKS

Approves Passage of  
The Within Resolution

Rose M. Mendonca  
Clerk ~~Chairman~~  
July 20, 1962

100 717  
Approved: August 12, 1982

PROVIDENCE, R. I.  
P. W. DEPT. - ENGINEERING OFFICE  
STREET LINE SECTION  
Plan No. 054188  
Date April 20, 1982

Note:

Cross-Hatched Area (A-B-C-D-E-A)  
Indicates Proposed Abandonment.

9  
Luber Russo Trucking Co.

280  
Brewster's,  
Kissel

71  
City of Prov.

NEW YORK AVE.

CITY OF PROVIDENCE, R. I.  
Public Works Dept. Engineering Office  
Showing Proposed Abandonment  
of Fort Ave.  
Drawn by J.A.C. Checked by R.J.B.  
Scale 1" = 100' Date 4-20-82  
Corrected by [Signature] Approved by [Signature] P.E.  
CHIEF ENGINEER

Lot Numbers From Assessor's Plat 56

768  
K-66

**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*

The petitioners, LABER RUSSO TRUCKING CO., INC., of Providence and CEMET HOLDING CO., a Rhode Island limited partnership of 60 East Shipyard Street, Providence, are the owners of a certain parcel of land presently designated as Lot No. 9 (nine) on Assessor's Plat No. 56 (fifty-six). Said parcel is further designated as:

That certain tract or parcel of land with all the buildings and improvements thereon, if any, situate at the northwesterly corner of New York Avenue and Fort Avenue in the City of Providence, State of Rhode Island, bounded and described as follows:

Beginning at the intersection of the northerly line of New York Avenue with the westerly line of Fort Avenue and running thence northerly bounding easterly on said Fort Avenue 875.187 feet, more or less, to land now or lately of City of Providence; thence running N 89°58'48"W, bounding northeasterly on said last named land, 187 feet; thence S 13°59'22"E, bounding southwesterly on land now or lately of Joseph DiMeo in part and in part on the present termination of Chapman Street, 114.18 feet to land now or lately of the City of Providence; thence running N 76°00'38"E, bounding southeasterly on said last named land 40 feet; thence running S 13°59'22"E, bounding southwesterly on last named land 80 feet; thence running S 76°00'38"W, bounding northwesterly on said last named land, 40 feet to land now or lately of Nemo Carlone and wife; thence running S 13°59'22"E, bounding southwesterly on said last named land, 80 feet to Toronto Avenue; thence running N 76°00'38"E, bounding southeasterly on Toronto Avenue, 80 feet; thence running S 13°59'22"E, bounding southwesterly in part on said Avenue, in part on land of Peter P. Carlone, in part on land now or lately of James T. Dunn and wife, in part on the present termination of Georgia Avenue, in part on land now or lately of Harold Fishman and wife, in part on land now or lately of Ellen S. Murphy, in part on the present termination of Carolina Avenue, in part on land now or lately of Manuel R. Motta and wife, in part on land now or lately of Arthur R. Kollbeck and wife, a total distance of 624.21 feet, more or less, to New York Avenue; thence running N 76°00'38"E, bounding southeasterly on said New York Avenue, 200 feet to the point and place of beginning.

The above described tract being the Parcels designated as B,C,D,E and F in that certain deed from United States of America to Barton Trading Corp., dated May 16, 1950 and recorded in the office of the Recorder of Deeds of the City of Providence in Deed Book 966 at page 487.

Subject to reservation to the United States of America for all fissionable material and covenants as contained in the above recited deed.

Whereas, this parcel bounds easterly for 855 (eight hundred fifty-five) feet on Fort Avenue, a platted but "paper" street 60 (sixty) feet in width, the easterly line of which extends for a distance of 755 (seven hundred fifty-five) feet from Shipyard Street to another "paper" street (New York Avenue extension), and

Whereas, the petitioners are the only abutting owners on the westerly side of Fort Avenue and the City of Providence is the only abutting owner on the easterly side of said Avenue, and

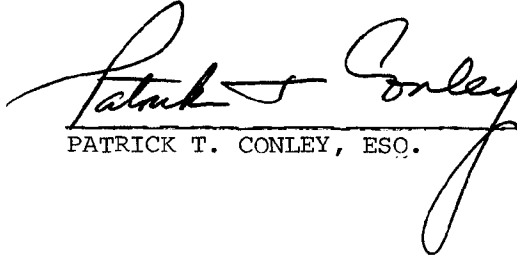
Whereas, Fort Avenue has ceased to be useful to the public, does not in fact exist, and is not likely to be constructed because a city-owned building now encroaches upon its easterly line, and because no street presently exists at its platted southern terminus, and

Whereas, the land area occupied by the paper Fort Avenue could and would be used for the construction of a substantially larger building and for other lawful business purposes by the petitioners, and

Whereas, such construction and use would enhance the value of said property and make available additional tax revenues to the City;

Therefore, the petitioners request, in accordance with the applicable procedures of RIGL 1956, 1979 Reenactment, Title 24-6-1, that the Honorable Council vote to abandon Fort Avenue in its entirety in their favor, placing approximately 48,300 (forty-eight thousand three hundred) square feet of land on the tax rolls and facilitating the construction project envisioned by said petitioners.

LABER RUSSO TRUCKING CO., INC.  
CEMET HOLDING CO.  
By their Attorney,

  
PATRICK T. CONLEY, ESQ.

DEPARTMENT OF CITY CLERK  
RECEIVED  
MAR 25 1982

*M. J. Mardone*  
CITY CLERK OF PROVIDENCE, R. I.

*Pd by check # 436 & 365*  
*# 436 amt 40.00 — Patrick T. Conley*  
*# 365 amt 35.00 — Cemet Holding Co.*  
*75.00 Total*

MAR 25 12 50 PM '82

DEPT. OF CITY CLERK  
PROVIDENCE, R.I.

IN CITY COUNCIL  
APR 1 1982

FIRST READING  
REFERRED TO COMMITTEE ON PUBLIC WORKS

*Recommendation* CLERK

THE COMMITTEE ON  
PUBLIC WORKS

Recommends

*Be Continued*  
*Richard R. Clement* CLERK

*May 12, 1982*

*From the Clerk's Desk.*

Fort Avenue  
Providence, R.I.

Plot 56  
Lot 9 Labor Russo Trucking Co. Inc.  
84 Fort Avenue  
Providence, R.I. 02905

Lot 70 City Providence

Lot 280 Brewster Building Materials Co., Inc.  
30 Shipyard Street  
Providence, R.I. 02905

Lot 71 Same



CITY OF PROVIDENCE, RHODE ISLAND  
MAYOR VINCENT A. CIANCI, JR.

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DEPARTMENT OF PUBLIC WORKS . 700 ALLENS AVENUE . 02905  
Joseph C. DiSanto, Director James F. Lembo, Deputy Director

April 21, 1982

Chairman of Public Works Committee  
Providence City Council  
City Hall  
Providence, R.I. 02905

Re: Abandonment of Fort Avenue.

Dear Sir:

The Department of Public Works has no objections to the abandonment of Fort Avenue, from Shipyard Street to New York Avenue.

Sincerely yours,

A handwritten signature in black ink, reading "James F. Lembo", is written over a horizontal line.

James F. Lembo, P.E.  
Deputy Director/City Engineer

JFL/jc



FILE

APR 21 1 09 PM '82

DEPT. OF CORRECTIONS  
PROVIDENCE, R.I.

RICHARD A. CARROLL  
Chairman  
ALFRED T. CICCONE  
Member  
JOHN A. DOHERTY  
Member  
ROBERT F. HOWARD  
Member  
VINCENT J. CIRELLI  
Councilman  
LAURENCE K. FLYNN  
Councilman  
JAMES R. BERNARDO  
Ex-Officio

## WATER SUPPLY BOARD



CITY OF PROVIDENCE

WILEY J. ARCHER  
P.E., Acting Chief Engineer  
WILLIAM J. MCGAIR  
Legal Advisor  
JAMES A. LOMBARDI  
Secretary

April 13, 1982

Councilman Laurence K. Flynn, Chairman  
Committee on Public Works  
City Clerk's Office, City Hall  
Providence, Rhode Island

REF: Abandonment of Ford Avenue

Dear Councilman Flynn:

The Water Supply Board has no facilities in this area to be abandoned and therefore has no objection to the abandonment.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Wiley J. Archer".

Wiley J. Archer, P.E.  
Chief Engineer

ms

FILE 100

APR 13 1 46 PM '82

DEPT. OF JUSTICE  
PROVIDENCE, R.I.

FRANK A. TIBALDI  
TRAFFIC ENGINEER



VINCENT A. CIANCI, JR.  
MAYOR

## TRAFFIC ENGINEERING DEPARTMENT

60 ERNEST ST.

PROVIDENCE, R. I. 02905

781 - 4044

April 19, 1982

Committee on Public Works  
City Hall  
Providence, Rhode Island

Gentlemen:

The Traffic Engineering Department has received the following petition from your Committee and has taken the subsequent action:

Request: To abandon Fort Avenue .

Disposition: No objection.

Very truly yours,

A handwritten signature in cursive script that reads "Frank A. Tibaldi".

Frank A. Tibaldi  
Traffic Engineer

FAT/it

FILED

APR 20 10 42 AM '82

DEPT. OF CITY CLERK  
PROVIDENCE, R.I.



# The City Plan Commission

40 FOUNTAIN STREET

PROVIDENCE, RHODE ISLAND 02903

April 20, 1982

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

Attention: Michael Clement

Subject: Referral no. 2058 - Abandonment of Fort Avenue

Gentlemen:

The City Plan Commission, at its April 14, 1982 rescheduled monthly meeting, reviewed and evaluated the subject petition which contained a request by Patrick J. Conly, attorney for Laber Russo Trucking Company and Cemet Holding Company at 60 East Shipyard Street, Providence, for the abandonment of Fort Avenue from the westerly line of Shipyard Street to the southerly line of New York Avenue.

A field inspection revealed that Fort Avenue is an unimproved street without sidewalks or curbs; it is a 60' wide paper street. The properties at the easterly side of Fort Avenue are used for lumber storage by Brewster Building Materials Company. The land is owned by the City of Providence; but the building and improvements are owned by Brewster Building Material Company. The property at the westerly side of Fort Avenue is owned by the petitioner and is used for storage of oil trucks. That portion of New York Avenue from Shipyard Street to Fort Avenue is also a paper street. Inspection revealed that trash has been accumulated on the intersection of Fort Avenue and New York Avenue. There is no indication of any utility line under Fort Avenue.

The Commission

Voted: No objection is offered to the proposed street abandonment provided that if the easterly half of Fort Avenue will be used by the Brewster Building Material Company, the lease be renegotiated to insure income for the City and proper maintenance of the subject area.

Very truly yours,

*George Caldwell* JTS.  
George Caldwell  
Chairman

GC/cd

cc: Councilman Lloyd T. Griffin, Jr.  
Councilman William J. Moise

*Sanford H. Gorodetsky*  
COMMISSIONER OF PUBLIC SAFETY



*Leonard W. Reilly*  
ADMINISTRATIVE ASSISTANT

**COMMISSIONER OF PUBLIC SAFETY**

209 FOUNTAIN ST., PROVIDENCE, RHODE ISLAND 02903

April 23, 1982

The Honorable City Council  
City Hall  
Providence, Rhode Island

Att: Committee on  
Public Works

Gentlemen:

The Department of Public Safety has no objection to the abandonment of that portion of Fort Avenue outlined in the attached petition.

Respectfully submitted,

*Sanford H. Gorodetsky*  
Commissioner of  
Public Safety

lr

Enc:

FILED

APR 27 3 36 PM '82

DEPT. OF CITY CLERK  
PROVIDENCE, R.I.



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

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LABER RUSSO TRUCKING CO. INC.  
CEMET HOLDING CO.  
By their Attorney,

*Patrick T. Conley*  
PATRICK T. CONLEY, ESQ.

DEPARTMENT OF CITY CLERK  
RECEIVED  
MAR 25 1982

*T. Madonia*  
CITY CLERK OF PROVIDENCE, R.I.

Pd by check # 436 & 365

\$ 436 amt 40.00 — Patrick T. Conley

\$ 365 amt 35.00 — Cemet Holding Co.

75.00 Total

City of Providence



Rhode Island

Department of City Clerk

**MEMORANDUM**

DATE: April 8, 1982

TO: Joseph C. DiSanto, Director - Department of Public Works

SUBJECT: FORT AVENUE - STREET ABANDONMENT

CONSIDERED BY: Committee on Public Works

DISPOSITION:

Attached is a copy of the subject matter for your study and report back in writing, with a list of abutting owners and tracing of said area, to the above Committee.

*Michael R. Clement*

FIRST DEPUTY City Clerk

City of Providence



Rhode Island

Department of City Clerk

**MEMORANDUM**

DATE: April 8, 1982


TO:

SUBJECT: FORT AVENUE - STREET ABANDONMENT

CONSIDERED BY: Committee on Public Works

DISPOSITION:

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FIRST DEPUTY City Clerk

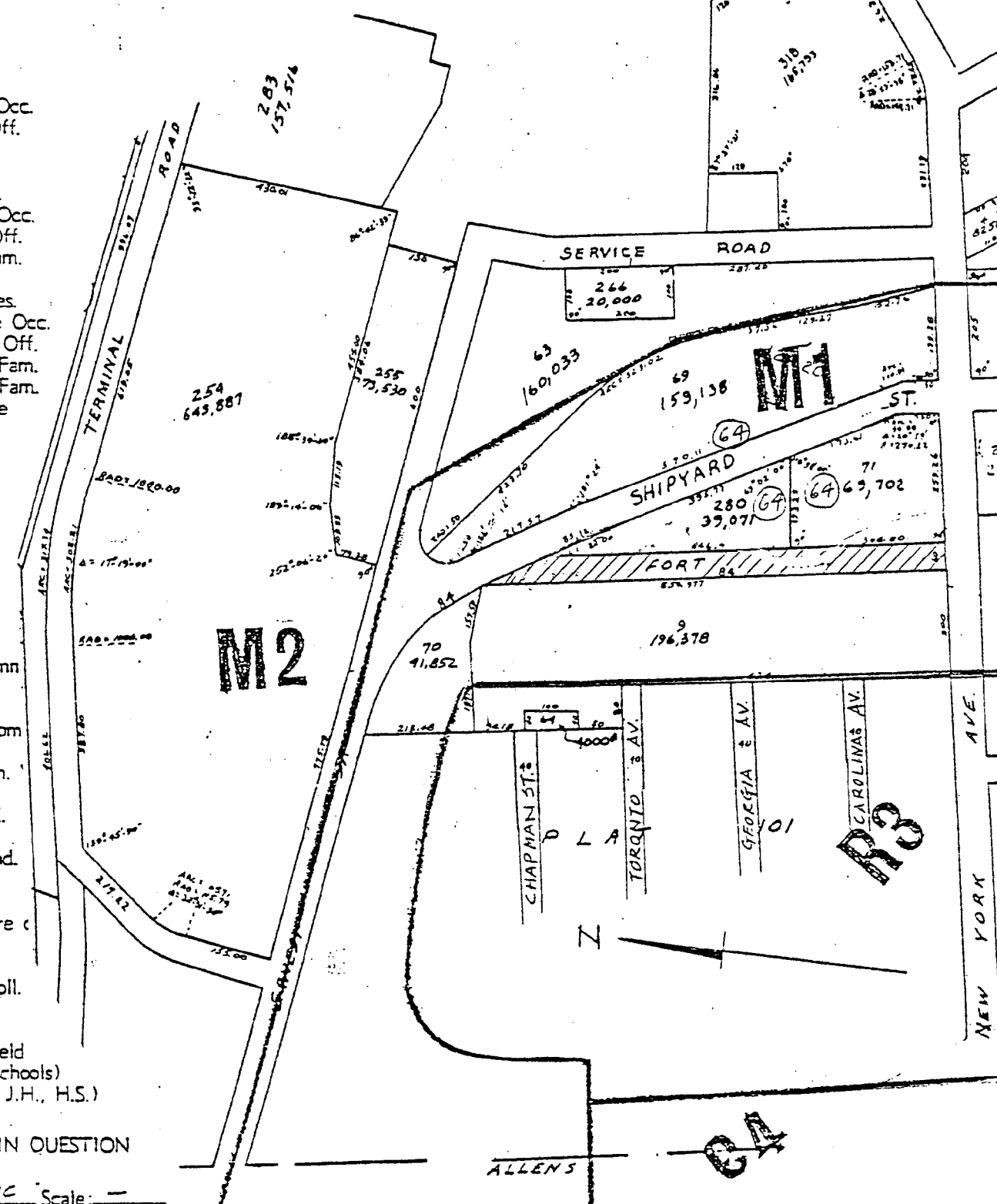
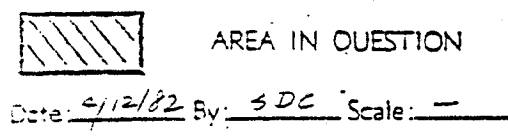
1982  
#479

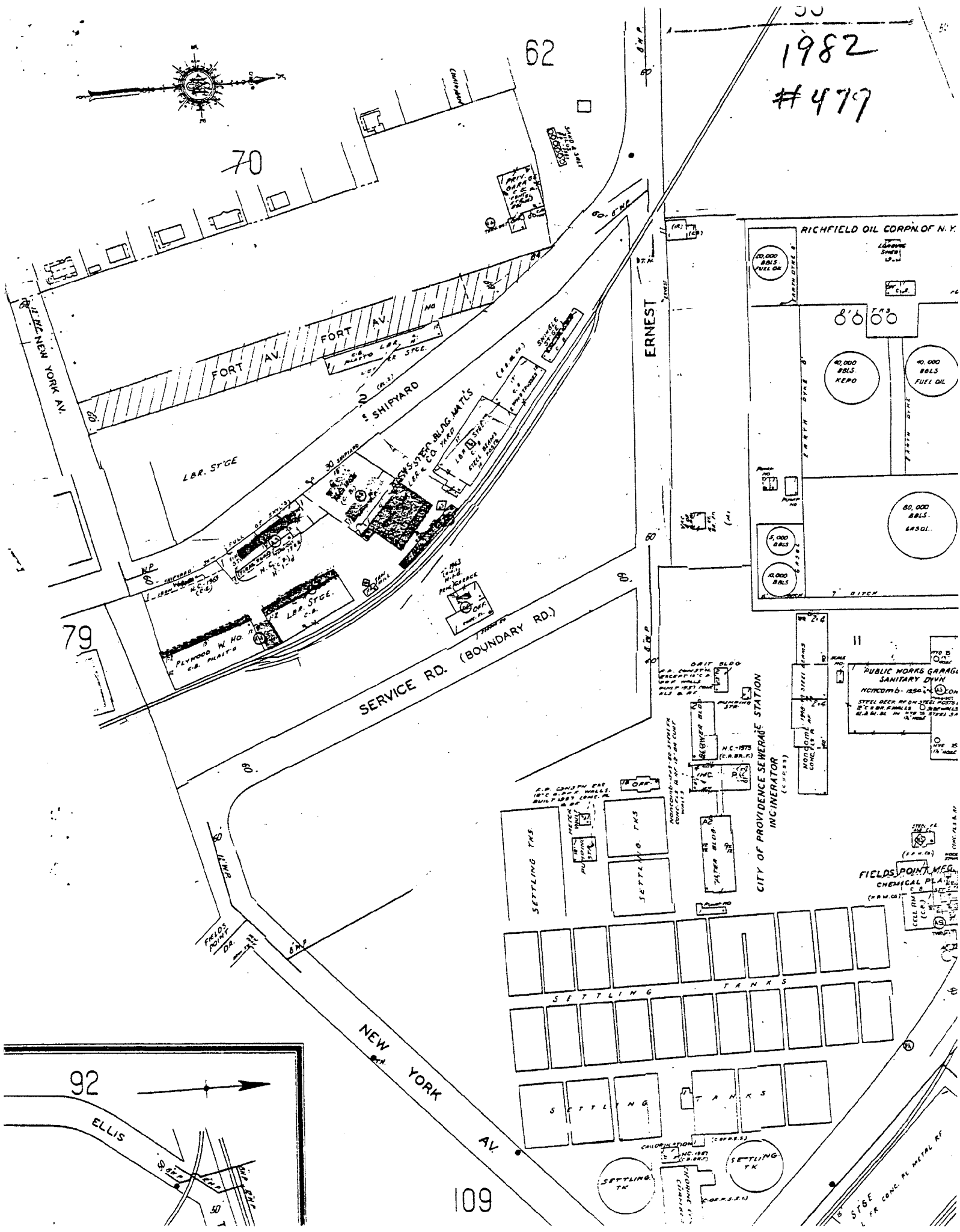
**M2**

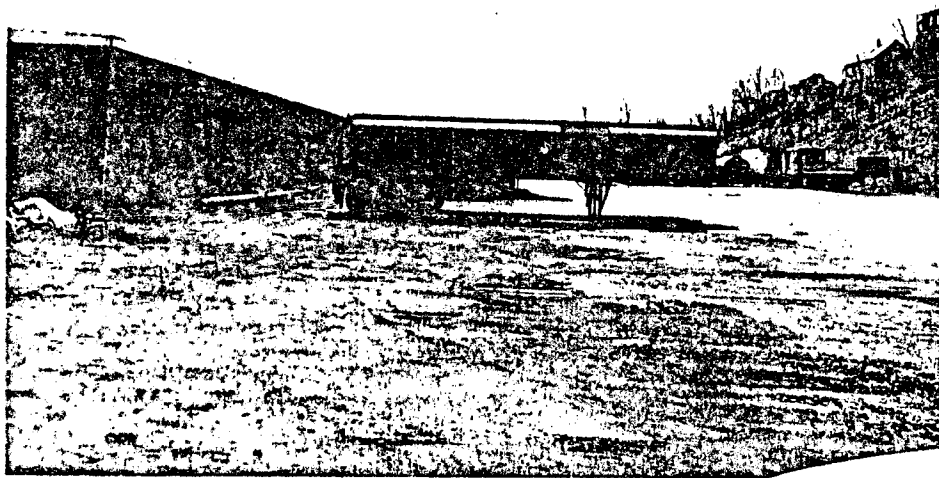
256  
763.161

ot Area: 48,306 ± sq. ft.

- 0 Vac. Land
- 0 One Fam.
- 1 One Fam. & Nonres.
- 2 One Fam. & Home Occ.
- 3 One Fam. & Prof. Off.
- 5 Auxiliary to Res.
- 10 Two Fam.
- 21 Two Fam. & Nonres.
- 22 Two Fam. & Home Occ.
- 23 Two Fam. & Prof. Off.
- 25 Two Fam. & One Fam.
- 30 Three Fam.
- 31 Three Fam. & Nonres.
- 32 Three Fam. & Home Occ.
- 33 Three Fam. & Prof. Off.
- 35 Three Fam. & One Fam.
- 36 Three Fam. & Two Fam.
- 40 Apt. 4 Fam. or More
- 41 Apt. & Nonres.
- 42 Apt. & Home Occ.
- 43 Apt. & Prof. Off.
- 45 Apt. & One Fam.
- 46 Apt. & Two Fam.
- 47 Apt. & Three Fam.
- 48 Lodging House
- 49 Fraternity
- 51 Limited Comm.
- 52 Parking Lot
- 53 Gen. Comm.
- 54 Nonstruct. Gen. Comm.
- 55 Parking Gar.
- 56 Heavy Comm.
- 57 Nonstruct. Heavy Com
- 58 Auto. Service Sta.
- 59 Stor. Gar. for Comm.
- 64 Gen. Ind.
- 65 Nonstruct. Gen. Ind.
- 67 Heavy Ind.
- 68 Nonstruct. Heavy Ind.
- 71 Utility
- 75 Railroad
- 81 Instit. (not elsewhere c
- 82 Parochial School
- 83 Church
- 84 Private School or Coll.
- 85 Cemetery
- 91 Park, Golf Course
- 92 Playground & Playfield
- 95 Public Bldc. (exc. schools)
- 96 Public School (E.S., J.H., H.S.)







SOUTHERLY VIEW OF FORT AVE from SHIPYARD STREET



SOUTHERLY VIEW OF FORT AVE. from FORT AVE.

of DPUD

1982  
479



SOUTHERLY VIEW OF SHIPYARD ST. & FORT AVE from THE INTERSECTION OF SHIPYARD ST. AND FORT AVE.



WESTERLY VIEW OF NEW YORK AVE from THE INTERSECTION OF SHIPYARD ST. AND NEW YORK AVE.

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: PETITION TO ABANDON FORT AVENUE.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
56	9	Laber Russo Trucking Co., Inc. 84 Fort Avenue Providence, R.I. 02905
	70	City of Providence
	280	Brewster Building Materials Co., Inc. 30 Shipyard Street Providence, R.I. 02905
	71	" "

\_\_\_\_\_  
Councilman William J. Moise

\_\_\_\_\_  
Councilman Lloyd T. Griffin, Jr.

  
Giacomo Martone, City Sergeant

6/30/82



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: **PETITION TO ABANDON FORT AVENUE.**

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	71	" "

\_\_\_\_\_  
Councilman William J. Moise

\_\_\_\_\_  
Councilman Lloyd T. Griffin, Jr.

\_\_\_\_\_  
Giacomo Martone, City Sergeant