

RESOLUTION OF THE CITY COUNCIL

No. 392

Approved August 8, 1973

RESOLVED, DECREED and ORDERED,

That the portion of Brayton Avenue, from the northerly line of Dean Street to the Southerly line of Spruce Street, as shown as cross-hatched area and designated by the letters A-B-C-D-A, on accompanying Plan No. 063784, date June 19, 1973, has ceased to be useful to the public, is hereby abandoned, as a public highway and the damage to the abutters is appraised at nothing and is so awarded, subject to that easement acceptable to the Director of Public Works, relative to existing eighteen (18") inch storm sewer, as incorporated in correspondence addressed to the Committee on Public Works of the City Council, dated July 20, 1973, which is hereto attached; and further subject to that easement acceptable to the Water Supply Board, as incorporated in correspondence addressed to the Committee on Public Works of the City Council, dated August 1, 1973, which is hereto attached, and further subject to that easement, as incorporated in correspondence addressed to the Committee on Public Works of the City Council, dated July 6, 1973 from the Narragansett Electric Company which is hereto attached, relative to an overhead pole located along the easterly side of said portion of Brayton Avenue, provided however, that this easement shall be granted only upon the condition that the said Company cause its service to be installed underground, and it is further

ORDERED, That all other Public utility service along said portion of Brayton Avenue be also installed underground, and

ORDERED, That the Director of Public Works, be and he is hereby directed to cause a sign to be placed on the portion of Brayton Avenue, abandoned as aforesaid, having thereon the words, "Nota Public Highway", and it is further

RESOLUTION OF THE CITY COUNCIL

No.

Approved

2.

RECEIVED
CITY CLERK
AUG 2 1973

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 each 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 portion of Brayton Avenue, from the northerly line of Dean Street to the Southerly line of Spruce Street, which has been abandoned, who is known to reside within this State.

IN CITY COUNCIL
READ AND PASSED
PRES.
CITY CLERK

AUG 2 1973

APPROVED

MAYOR

Joseph A. Rowley Jr.
AUG 8 1973

THIS COMMITTEE HAS
Billie Workle
Approves Passage of
The Within Resolution

Clarence Dugan
July 30, 1973
Clay

Clarence Dugan
July 30, 1973

Clay

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

PETITION TO THE CITY COUNCIL

TO THE HONORABLE CITY COUNCIL OF THE CITY OF PROVIDENCE:

The undersigned respectfully petitions your honorable body

To abandon as a Public Highway that portion of Brayton Avenue from the northerly line of Dean Street to the southerly line of Spruce Street.

DEPARTMENT OF CITY CLERK
RECEIVED

MAY 14 1973

PROVIDENCE, R. I.

Theresa M. Vespia

CITY CLERK OF PROVIDENCE

*Church of Our Lady of
Mt. Carmel, Providence
(Rev. Msgr.) Galliano J. Cavallaro
PASTOR*

*Pa by ch # 1415
Our Lady of Mt. Carmel Church
amt \$ 35.00*

*274-2113
84-9800*

FILED

MAY 14 9 53 AM '73

DEPT. OF CITY CLERK
PROVIDENCE, R. I.

**IN CITY
COUNCIL**

MAY 17 1973

FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS

Normant W. [Signature]
CLERK

*Councilman Koveri
and Councilman*

City of Providence



Rhode Island

Department of City Clerk

MEMORANDUM

DATE: May 18, 1973

TO: Director McGarry, Director Pallozzi, Commissioner Brown,
Chief Engineer Rogers, and Traffic Engineer Tibaldi

SUBJECT: BRAYTON AVENUE-ABANDONMENT OF PORTION

CONSIDERED BY: Committee on Public Works

DISPOSITION: Attached is copy of Petition on above subject for study
and report.

Vernice Vespi

City Clerk

JOHN A. DOHERTY, CHAIRMAN
EARL H. ASHLEY
UGO RICCIO
JOHN J. TIERNEY
RAYMOND COLA
THOMAS L. PAYNE
VINCENT T. IZZO, EX-OFFICIO

WATER SUPPLY BOARD

CITY OF PROVIDENCE, R. I. 02908
552 ACADEMY AVENUE

JOHN E. ROGERS
CHIEF ENGINEER
JAMES P. RYAN
DEPUTY CHIEF ENGINEER
JOHN T. WALSH
LEGAL ADVISOR
AUSTIN B. McMANUS
SECRETARY

May 22, 1973

Councilman Thomas L. Payne, Chairman
Committee on Public Works
City Clerk's Office
Providence, Rhode Island

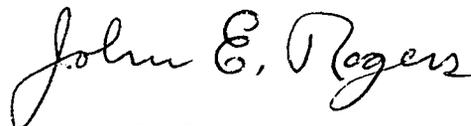
Dear Councilman Payne:

On May 22, 1973 we received a memorandum from the City Clerk's office with regard to a petition filed by Church of Our Lady of Mt. Carmel, Providence to abandon as a Public Highway that Portion of Brayton Avenue from the Northerly Line of Dean Street to the Southerly Side of Spruce Street.

We have arrived at a cost estimate of forty-seven thousand, one hundred and seventy one dollars (\$47,171.00) to relocate the existing water facilities in the section of the street to be abandoned.

A bill for the above amount will be filed with the City Collector's office and we respectfully request that your Committee take no action on this matter until the Water Supply Board is assured of payment for the required relocation of its mains and appurtenances.

Very truly yours,



John E. Rogers
Chief Engineer

JER/ms

cc: Mr. Austin McManus

JOHN A. DOHERTY, CHAIRMAN
EARL H. ASHLEY
UGO RICCIO
JOHN J. TIERNEY
RAYMOND COLA
THOMAS L. PAYNE
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WATER SUPPLY BOARD
CITY OF PROVIDENCE, R. I. 02908
552 ACADEMY AVENUE

JOHN E. ROGERS
CHIEF ENGINEER
JAMES P. RYAN
DEPUTY CHIEF ENGINEER
JOHN T. WALSH
LEGAL ADVISOR
AUSTIN B. McMANUS
SECRETARY

August 1, 1973

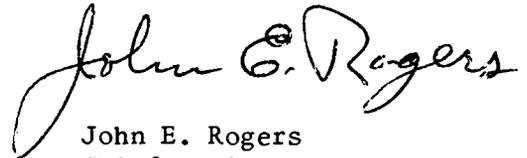
Councilman Thomas L. Payne, Chairman
Committee on Public Works
City Clerk's Office
Providence, Rhode Island

RE: Abandonment of section of
Brayton Avenue
Providence, R. I.

Dear Councilman Payne:

In a letter dated May 22, 1973 this department requested that your committee take no action on the subject matter until the Water Supply Board is assured of payment (\$47,171.00), for the relocation of its mains and appurtenances. In lieu of payment, the Water Supply Board will accept a permanent easement in order to repair, replace or install water mains.

Very truly yours,


John E. Rogers
Chief Engineer

JER/ms

CC: Mr. Austin McManus

FRANK A. TIBALDI
TRAFFIC ENGINEER



JOSEPH A. DOORLEY, JR
MAYOR

TRAFFIC ENGINEERING DEPARTMENT

60 ERNEST ST.

PROVIDENCE, R. I. 02905

781 - 4044

June 11, 1973

The Honorable City Council
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 as a Public Highway that portion of Brayton Avenue from the northerly line of Dean Street to the southerly line of Spruce Street.

Disposition: No objection to said abandonment.

Very truly yours,

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

Frank A. Tibaldi
Traffic Engineer

FAT/it



CITY OF PROVIDENCE, RHODE ISLAND
MAYOR JOSEPH A. DOORLEY, JR.

DEPARTMENT OF PUBLIC WORKS . 700 ALLENS AVENUE . 02905
Lawrence P. McGarry, Director Joseph J. Campo, Deputy Director

June 27, 1973

Mr. Michael Kelley, Chairman
Committee on Public Works
City Hall - Prov., R.I. 02903

RE: Brayton Avenue

From the Northerly line of Dean Street to the
Southerly line of Spruce Street

Dear Sir:

The Department of Public Works does not recommend the abandonment of Brayton Avenue without the relocation of the eighteen inch (18") storm sewer at the petitioner's expense.

Very truly yours,

A handwritten signature in black ink, appearing to read "Lawrence P. McGarry".

LAWRENCE P. MCGARRY
Director of Public Works

LPMCG:jlc

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: ABANDONMENT OF BRAYTON AVENUE, FROM THE NORTHERLY LINE OF DEAN STREET TO THE SOUTHERLY LINE OF SPRUCE STREET.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
26	143	Angelo d. Budano 45 Liege St.
"	144	Enrichetta Di Benedetta and Mary Ravo 63 Brayton Ave.
"	139	Church of Our Lady of Mount Carmel 12 Spruce St.

Date July 5 1973 Edward Dunninger
1st Dep't City Sergeant

This is to certify that I have caused a true copy of attached Resolution of the City Council No. 392 Approved August 8, 1973 to be served upon the above person, firms, and/or corporation, as the case may be, by handing to each of said person, firm, and/or corporation, as the case may be, or by leaving said copy at their last usual place of abode or business located in the State of Rhode Island.

Date Aug 9 1973 Edward Dunninger
1st Dep't City Sergeant

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: **ABANDONMENT OF BRAYTON AVENUE, FROM THE NORTHERLY LINE OF DEAN STREET TO THE SOUTHERLY LINE OF SPRUCE STREET.**

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"	139	Church of Our Lady of Mount Carmel 12 Spruce St.

Date _____

This is to certify that I have caused a true copy of attached Resolution of the City Council No. _____ Approved _____ to be served upon the above person, firms, and/or corporation, as the case may be, by handing to each of said person, firm, and/or corporation, as the case may be, or by leaving said copy at their last usual place of abode or business located in the State of Rhode Island.

Date _____

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:

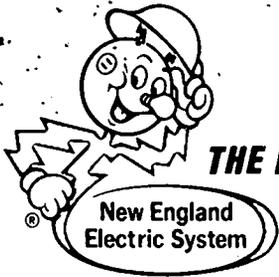
ABANDONMENT OF BRAYTON AVENUE, FROM THE NORTHERLY LINE OF DEAN STREET TO THE SOUTHERLY LINE OF SPRUCE STREET.

<u>PLAT</u>	<u>LOT</u>	<u>NAME AND ADDRESS</u>
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"	144	Enrichetta Di Benedetta and Mary Ravo 63 Brayton Ave.
"	139	Church of Our Lady of Mount Carmel 12 Spruce St.

Date _____

This is to certify that I have caused a true copy of attached Resolution of the City Council No. _____ Approved _____ to be served upon the above person, firms, and/or corporation, as the case may be, by handing to each of said person, firm, and/or corporation, as the case may be, or by leaving said copy at their last usual place of abode or business located in the State of Rhode Island.

Date _____



THE NARRAGANSETT ELECTRIC COMPANY 280 Melrose Street, Providence, Rhode Island 02901

July 6, 1973

Providence City Council
Committee on Public Works
City Hall
Providence, Rhode Island

Re: Petition for the abandonment of that portion of
Brayton Avenue from the northerly line of Dean
Street to the southerly line of Spruce Street

Gentlemen:

The Narragansett Electric Company presently has an overhead pole line located on the easterly side of said portion of Brayton Avenue. The Narragansett Electric Company will not object to the granting of said petition, provided that in the event that the petition is granted, the Petitioner will convey an easement acceptable to The Narragansett Electric Company which will permit retention of our pole line in existing locations on said Brayton Avenue, together with the right to inspect, maintain, operate and replace the same.

Very truly yours,

THE NARRAGANSETT ELECTRIC COMPANY

By

Edward J. Hayes, Jr.
Res. Field R/W Agent

JHB:1



CITY OF PROVIDENCE, RHODE ISLAND
MAYOR JOSEPH A. DOORLEY, JR.

DEPARTMENT OF PUBLIC WORKS . 700 ALLENS AVENUE . 02905

Lawrence P. McGarry, Director

Joseph J. Campo, Deputy Director

July 20, 1973

Mr. Thomas Payne, Chairman
Public Works Committee
Providence City Council
City Hall - Prov., R.I. 02903

RE: Brayton Avenue

Dear Mr. Payne:

A recent investigation of the State construction in the area of Brayton Avenue and Dean Street, reveals that the intersection of said streets has been closed by the State Department of Public Works in their modification plan of said intersection.

In view of this modification, the City of Providence, Department of Public Works, has no objection to the abandonment of Brayton Avenue, between the southerly line of Spruce Street and the easterly line of Dean Street, in accordance with a twenty foot easement as stipulated on the accompanying plan: Providence, R.I., P.W. Dept.-Engineering Office; Street line section, Plan No. 063784, Date: June 19, 1973.

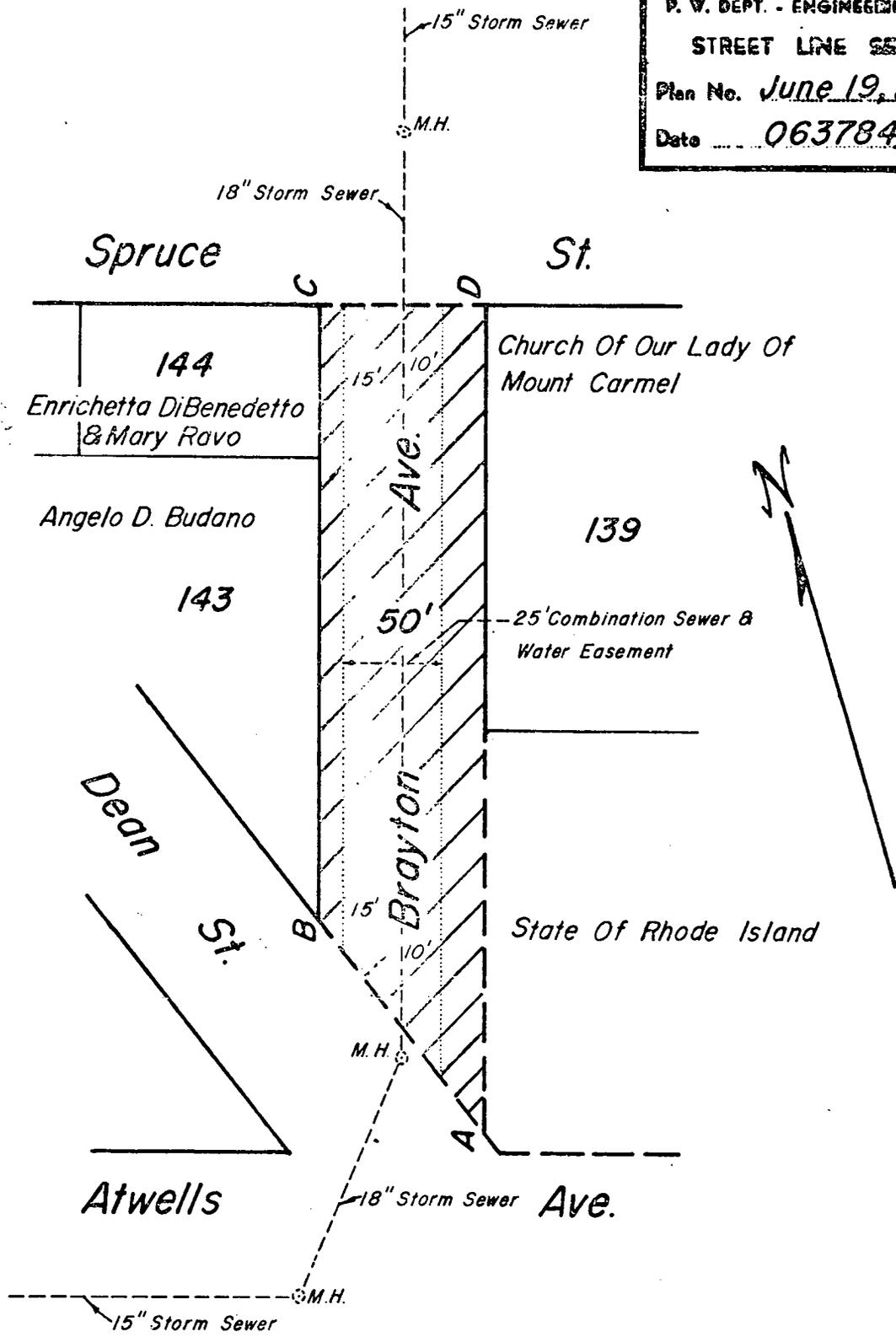
Sincerely,

Joseph J. Campo, P.E.
Deputy Director of Public Works

Copy: Rev. Msgr. Galliano J. Cavallaro
12 Spruce Street - Prov., R.I. 02903

JJC:jlc

PROVIDENCE, R. I.
 P. W. DEPT. - ENGINEERING OFFICE
 STREET LINE SECTION
 Plan No. June 19, 1973
 Date 063784



Notes:

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

Shaded Area Indicates 25' Sewer & Water Easement Required.

No Construction Within Said Easement.

Lot Numbers From Assessor's Plat 26

CITY OF PROVIDENCE, R. I.
 Public Works Dept. - Engineering Office
 Showing Proposed Abandonment
 Drawn by Donofrio Checked by A.P.
 Scale 1" = 500' Date _____
 Corrected by P. J. Fringley Associate Eng.
 Approved Joseph J. Camp CHIEF ENGINEER