

RESOLUTION OF THE CITY COUNCIL

No. 186

Approved June 9, 2020

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. 064862" dated November 25, 2019.

VIZ:

EUREKA STREET, running from Stone Street to Gainer Street, shown as the cross-hatched area on accompanying plan and designated by the letters (A-B-C-D), having ceased to be useful to the public, is proposed to be abandoned as a Public Highway. Said Abandonment is specifically conditioned upon the following:

- (1) Petitioner shall pay the sum of Fifteen Thousand One Hundred Eighty One Dollars (\$15,181.00) in legal U.S. tender to the City of Providence.
- (2) Petitioner shall comply with all conditions contained herein, including recording this Resolution, not later than sixty (60) days from its approval. Upon failure to so comply for any reason, the within resolution shall automatically become a nullity.
- (3) Such other conditions as the Mayor or the Law Department shall see fit to impose.

And it is further

ORDERED, That the Traffic Engineer be and 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

JUN 04 2020

READ AND PASSED

PRES.

CLERK

I HEREBY APPROVE.

Mayor
Date: 6/9/20

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 abandon that portion of Eureka Street that abuts Lots 302 and 321, both on Assessor's Plat 71, and for the square footage of said abandoned street to be transferred to those Lots 302 and 321.

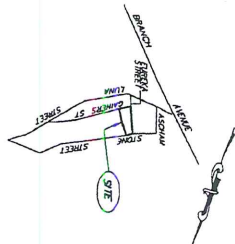
Respectfully submitted,

Mark Perrotti

MP General Contractors

Petition to abandon a portion of Eureka Street
Citizens Bank
Check #293
\$75.00

THE CITY OF PROVIDENCE
OFFICE OF THE CITY CLERK
CITY OF PROVIDENCE
RHODE ISLAND
02903



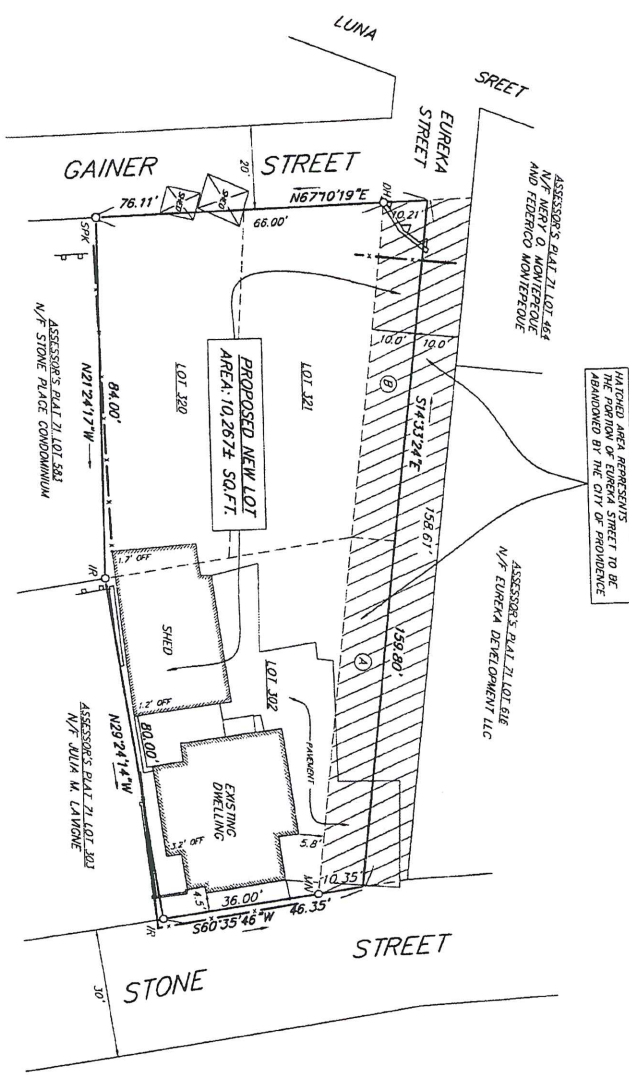
LOCATION PLAN SCALE 1" = 500'

NOTE

PARCELS A AND B ARE THE PORTIONS OF EUREKA STREET ABANDONED BY THE PROPOSED ABANDONMENT AND COMBINED WITH LOTS 102 AND 101 RESPECTIVELY. EXISTING LOTS AND PARCELS ARE PROPOSED TO BE MERGED INTO A SINGLE LOT.

- PLAN REFERENCES
1. SAUNDERS, HEDY'S PLAT OF THE TOWN HALL, LOT WITH THE SURVEY & OTHERS, LAMBE, JR. AND BELONGING TO TOWN OF PROVIDENCE, RECORDED PLAT NO. 314
 2. PLAT OF STONE STREET IN TWO SHEETS FROM ASCHAN ST. TO WALK ST. CITY COUNCIL, MARCH 5, 1951, SCALE 1"=40'
 3. PROVIDENCE ENGINEERING OFFICE PLAT NO. 080467
 4. PLAT SHOWING CONDO-APTS STONE ST. FROM R.I. LOTS 104, 116, 118, 119 PROVIDENCE, APR. 71 1"=20', 9-30-08"
 5. RECORDED IN BOOK 52 AT PAGE 115

AREA TABLE	
LOT 102	1,278.50 FT.
PARCEL A	815.50 FT.
PARCEL B	2,413.50 FT.
LOT 101	2,704.50 FT.
LOT 100	2,571.50 FT.
NEW LOT	10,267.50 FT.



LEGEND

- ASSESSOR'S PLAT
- IRON OR FORMERLY
- MAGNETIC NAIL SET
- IRON ROD WITH SURVEY CAP SET
- DRILL HOLE SET
- SPK SET
- STOCKADE FENCE
- WIRE FENCE
- CHAIN LINK FENCE
- BLOCK REINFORCING WALL

FOR STREET INDEX, FILE UNDER:
STONE STREET
AND GAINER STREET

BOUNDARY SURVEY PLAN
OF LAND OF
PARENTE IRREVOCABLE TRUST
STONE STREET, GAINER STREET
AND EUREKA STREET
PROVIDENCE, RHODE ISLAND

SCALE: 1"=20' DATE: DECEMBER 11, 2019 REV.:

ANGELO M. RAIMONDI
No. 1762
PROFESSIONAL
LAND SURVEYOR

DESCRIPTION
THIS SURVEY HAS BEEN CONDUCTED AND THE PLAN HAS BEEN PREPARED PURSUANT TO SECTION 1
OF THE RULES AND REGULATIONS ADOPTED BY THE RHODE ISLAND STATE BOARD OF REGISTRATION
FOR PROFESSIONAL LAND SURVEYORS ON NOVEMBER 23, 2015, AS FOLLOWS:
TYPE OF BOUNDARY SURVEY: COMPENSATIVE BOUNDARY SURVEY
CLASS I
TYPE OF SURVEY: DATA ACQUISITION SURVEY
CLASS II
STATEMENT OF PURPOSE
THE PURPOSE OF THIS PLAN IS TO DEPICT A BOUNDARY SURVEY OF A SINGLE LOT COMPRISED
OF THREE EXISTING LOTS AND A PORTION OF ABANDONED EUREKA STREET.
BY: *Angelo M. Raimondi*
ANGELO M. RAIMONDI, PROFESSIONAL LAND SURVEYOR NO. 1762 © SCITUATE SURVEYS, INC. 054 ME. 410
IF THIS MAP DOES NOT BEAR AN ORIGINAL SIGNATURE AND "MET" STAMP, THEN IT IS NOT AN
AUTHENTIC VERSION.

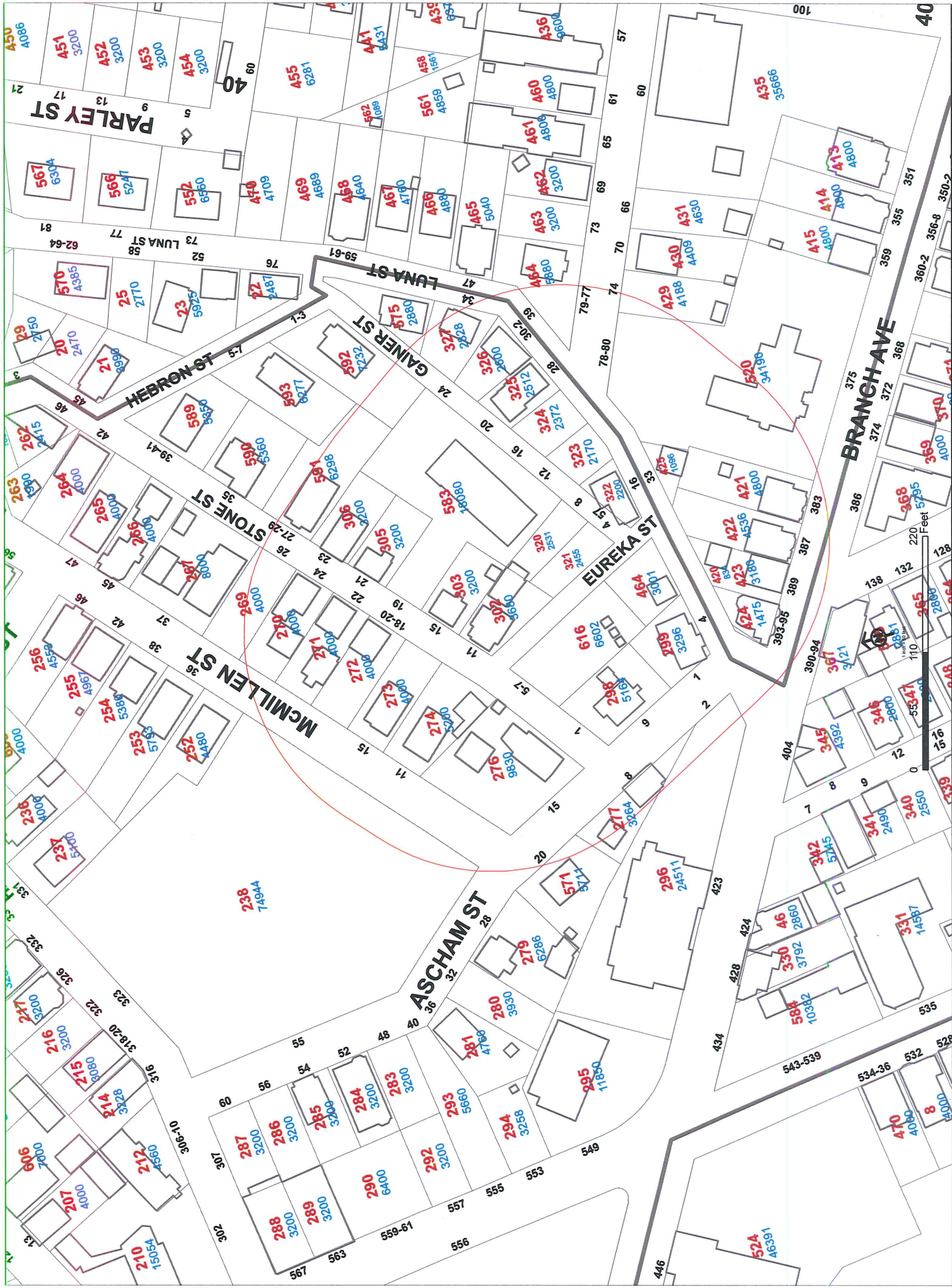
SCITUATE SURVEYS, INC.

410 TIOGUE AVENUE
COVENTRY, RHODE ISLAND 02816
401-821-8101

LAND SURVEYING/MAPPING/SITE PLANNING

SCALE IN FEET: 20 10 0 20 40

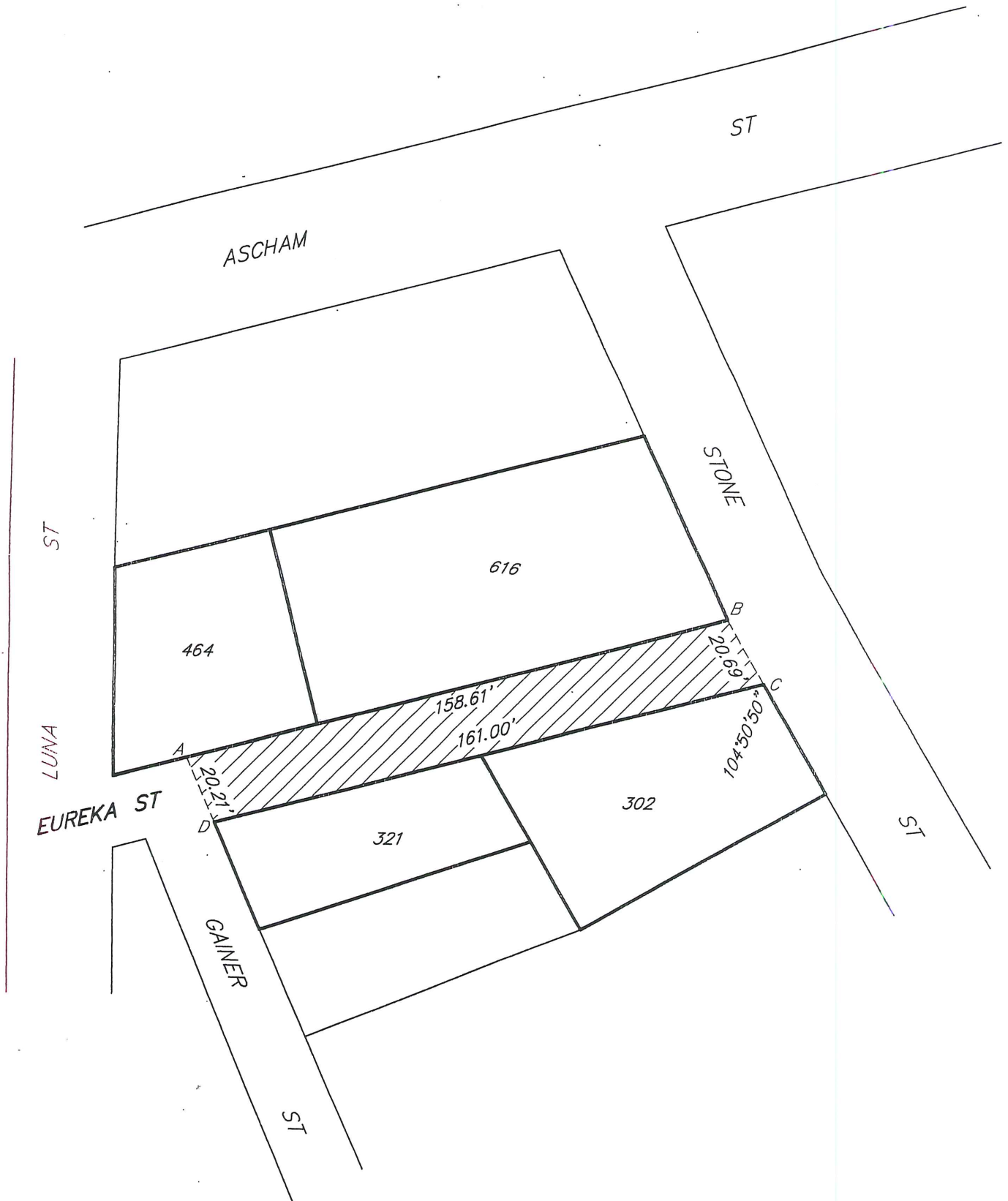
PROJECT NO.: 552930
DRAWING NO.: 554655
SHEET
1 OF 1





PROVIDENCE, R. I.
P. W. DEPT. • ENGINEERING OFFICE
STREET LINE SECTION

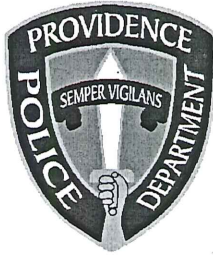
Plan No. 064862
Date November 25, 2019



NOTE : CROSS-HATCHED AREA (A-B-C-D-A) INDICATES PROPOSED ABANDONMENT.
TOTAL SQUARE FOOTAGE = 3,196'±
NO SEWER EASEMENT REQUIRED.

CITY OF PROVIDENCE, R. I.
PUBLIC WORKS DEPT. • ENGINEERING OFFICE
SHOWING proposed abandonment of a portion
of Eureka Street.
Drawn by _____ Checked by _____
Scale 1" = 40' Date 11-25-2019
Correct _____ Associate Engr.
Approved William C. Barnard
CHIEF ENGINEER

A.P. #71



PROVIDENCE POLICE DEPARTMENT
Traffic Bureau
325 Washington St., Providence, RI 02903
243-6279

10/29/19

To: Shawn Selleck, City Clerk
From: Lt. John K. Ryan
Subject: Abandonment of a portion of Eureka Street

Sir,

After reviewing the request to abandon that portion of Eureka Street that abuts Lots 302 and 321, both on Assessor's Plat 71, and for the square footage of said abandoned street to be transferred to those Lots 302 and 321, the Police Department has no objections to the proposed abandonment .

Respectfully Submitted

LT. JOHN K. RYAN #15



OFFICE OF THE COMMISSIONER OF PUBLIC SAFETY
Steven M. Paré, Commissioner of Public Safety | Jorge O. Elorza, Mayor

January 8, 2020

The Honorable Michael J. Correia
Councilman
Chairman, Committee on Public Works
Providence City Hall
25 Dorrance Street
Providence, RI 02903

RE: Petition to Abandon Portion of Eureka Street

Dear Councilman Correia:

I am in receipt of your memorandum regarding the petition that was filed by Mark Perrotti, MP General Contractors who is requesting to abandon a portion of Eureka Street that abuts Lots 302 and 321, both on Assessor's Plat 71, and for the square footage of said abandoned street to be transferred to those Lots 32 and 321.

After review, it appears that Eureka Street is only a paper street and does not actually exist. Since the area is already fully developed, creating the street will not likely enhance public safety. Therefore, it has been determined that this request would not have any impact on the Providence Fire Department and I do not have any public safety concerns at this time.

If you have any questions, please feel free to contact my office.

Respectfully,

Steven M. Paré
Commissioner of Public Safety

cc: Shawn Selleck, City Clerk

PROVIDENCE THE CREATIVE CAPITAL
Public Safety Complex | 325 Washington Street | Providence, RI 02903
401-243-6021 phone | 401-243-6444 fax
www.providenceri.gov

Leo Perrotta
Acting Director



Jorge O. Elorza
Mayor

DEPARTMENT OF PUBLIC WORKS
"Building Pride in Providence"

December 3, 2019

Honorable Michael J. Correia
Chairman of the Public Works Committee
Providence City Council-City Hall
Providence, R.I. 02903

RE: Proposed Abandonment of a Portion of Eureka Street

Dear Councilman Correia:

This department has no objection to the proposed abandonment of a portion of Eureka Street in conjunction with the attached plan, entitled "Prov., P.W. Dept.-Engineering Office, Street Line Section, Plan No. 064862. Area of abandonment is designated as cross-hatched area (A-B-C-D-A) on the accompanying plan.

Total square footage equals 3,196 +/-
See accompanying plan for plat and lot numbers.
No sewer easement required.

According to Informational Bulletin 2003.1 issued by Rhode Island Board of Registration for Professional Land Surveyors, road abandonments constitute a boundary change, and as such, requires a Class 1 survey prepared by a professional Land Surveyor, property licensed by said board.

If we can further assist you in this regard, please advise.
Very truly yours,

Leo Perrotta

Acting Director-D.P.W.

cc: Shawn Selleck-City Clerk
AZ-DPW, B. Nickerson-Planning Dept.
A. Southgate, Esq.-Law Dept.
L. Garzone-Tax Assessors

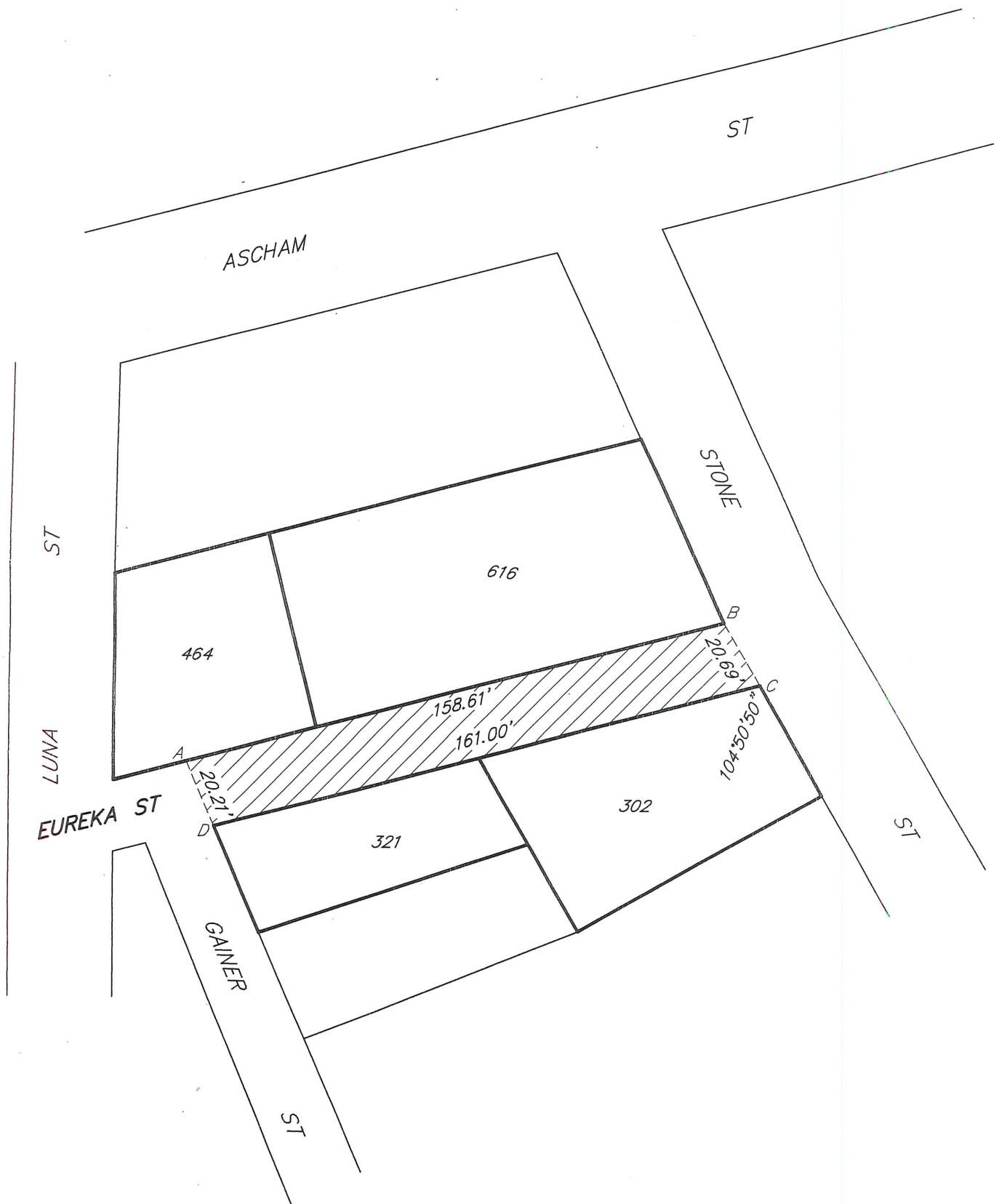
700 Allens Avenue Providence, Rhode Island 02905
Phone 401-467-7950/Fax 401-941-2567
www.providenceri.com/dpw



PROVIDENCE, R. I.
P. W. DEPT. • ENGINEERING OFFICE
STREET LINE SECTION

Plan No 064862

Date November 25, 2019



NOTE : CROSS-HATCHED AREA (A-B-C-D-A) INDICATES PROPOSED ABANDONMENT.
TOTAL SQUARE FOOTAGE = 3,196'±
NO SEWER EASEMENT REQUIRED.

CITY OF PROVIDENCE, R. I.
PUBLIC WORKS DEPT. • ENGINEERING OFFICE
SHOWING proposed abandonment of a portion
of Eureka Street.

Drawn by _____ Checked by _____

Scale 1" = 40' Date 11-25-2019

Correct _____ Associate Engr.

Approved William C. Bamford
CHIEF ENGINEER

A.P. #71

768
Q-79

Leo J. Perrotta
Director



Jorge O. Elorza
Mayor

DEPARTMENT OF PUBLIC WORKS

"Building Pride in Providence"

MEMO

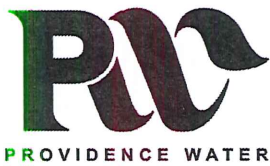
TO: SHERI PETRONIO, DEPUTY CITY CLERK
FROM: NATALE D. URSO, PE, PTOE, TRAFFIC ENGINEER
DATE: MAY 26, 2020

NDU

Re: Petition from Mark Perrotti. MP General Contractors, 92
Clark Avenue, Cranston, Rhode Island 02920-2404, requesting to
abandon a portion of Eureka St.

XC: Leo J. Perrotta , Public Works Director

I have reviewed the request and have no comments relative to Traffic Flow or
Safety



October 30, 2019

The Hon. Jorge O. Elorza
Mayor

Ricky Caruolo
General Manager

BOARD OF DIRECTORS

Xaykham Khamsyvoravong
Chairperson

Joseph D. Cataldi
Vice Chairperson

Jo-Ann Ryan
Councilperson

Lawrence J. Mancini
Ex-Officio

Cristen L. Raucei, Esq.
Member

Kerri Lynn Thurber
Member

Carissa R. Richard
Secretary

William E. O'Gara, Esq.
Legal Advisor

MEMBER

Rhode Island Water Works Assn.
New England Water Works Assn.
American Water Works Assn.
Water Research Foundation

An EPA WaterSense Partner

(401) 521-6300

125 Dupont Drive
Providence, RI 02907

www.provwater.com

 Follow us @provwater

 Like us at:
facebook.com/Providencewater

Mr. Shawn Selleck
City Clerk
Providence City Hall
25 Dorrance Street
Providence, RI 02903

Subject: Petition to Abandon Portion of Eureka Street that abuts Lots 302 and 321 on Assessors Plat 71

Dear Mr. Selleck:

The above referenced portion of Eureka Street that abuts Lots 302 and 321 on Assessors Plat 71 has been reviewed for any impact this action might have on the Providence Water (PW) distribution system. Our records do not indicate any water system related infrastructure on Eureka Street. Accordingly, Providence Water does not oppose this abandonment.

If you have any further questions, please feel free to contact me at (401) 521-6300, extension 7282.

Respectfully,
PROVIDENCE WATER



Kathleen Topp
Water Quality Supervisor

cc: P. LePage
A. Pion
File

Elyse Paré
Tax Assessor

Janesse Muscatelli
Deputy City Assessor



PROVIDENCE A CITY THAT WORKS

Jorge O. Elorza
Mayor

**Finance Department
Office of Tax Assessment**

Department of the City Clerk
Shawn Selleck, City Clerk
25 Dorrance St.
Providence, RI 02903

January 29 , 2020

RE: Abandonment of Eureka Street.

Dear Mr. Selleck

This office has been requested to provide information and valuation for purposes of a street abandonment. The land in question is a portion of Eureka Street which has never been developed. The total square footage of this strip of land is 3,196sq.ft. Based on valuation of the surrounding lots, and square footage of the proposed amendment the total valuation is \$15,181.

Respectfully submitted

Elyse Paré
Tax Assessor

City of Providence Assessor's Office • City Hall, Room 208
25 Dorrance St • Providence RI 02903 • (401) 680-5229
providenceri.com/assessor



City Plan Commission
Jorge O. Elorza, Mayor

November 20, 2019

Councilman Michael Correia
Chair, Committee on Public Works
Providence City Hall
25 Dorrance Street
Providence, RI 02903

Attn: Shawn Selleck, City Clerk

Re: Referral 3463 – Abandonment of Eureka Street
Petitioners: Mark Perotti

Dear Councilman Correia:

At a meeting of the City Plan Commission (CPC) held on April 3, 2019, the CPC considered the request of the petitioner, Mark Perotti, to abandon Eureka Street. It runs north to south from its intersection with Stone Street, abutting AP 71 lots 302 and 321 to the east which are owned by the petitioner, and AP 71 lots 616 and 464 to the west.

FINDINGS OF FACT

The Commission made the following findings of fact as required by the City Plan Commission Handbook Policy No. 1: "Criteria and Guidelines for Approval of Street, Highway and Rights-of-way Abandonment":

1. *A public interest has to be clearly demonstrated. A public interest is defined as one or more of the following: public health and safety, adequate provision of transportation, general improvement of traffic patterns and/or circulation, convenient access to properties, avoidance of a nuisance, significant economic development, preservation of a historical or cultural feature, and improvement of the general welfare of the community.*

Eureka Street is fenced off at the north and south and is undeveloped and overgrown with vegetation. It cannot be accessed by vehicles or pedestrians and is not essential to providing access to adjacent streets. As the abandonment area abuts land owned by the petitioner and is not necessary to access other parts of the City, the CPC found that abandonment of the street would not have an adverse effect on the public interest.

2. *No negative impact is evident on existing land uses, future plans, zoning, safety, health or welfare of the community by the proposed abandonment.*

The CPC found that no negative impacts are anticipated as the abandonment is not expected to affect future plans for development or existing land use. The CPC found that no negative impact to the health and welfare of the surrounding community is expected as the street is not essential to provide access to other parts of the City.

DEPARTMENT OF PLANNING AND DEVELOPMENT
444 Westminster Street, Providence, Rhode Island 02903
401 680 8400 ph | 401 680 8492 fax
www.providenceri.com

3. *All abutting landowners agree to the proposed abandonment.*

The petitioner owns lots 320 and 321 to the east of Eureka Street. The CPC is unaware of any objections from the owners of lots 616 and 464 which are to the west of Eureka Street. The owners of those lots should be consulted on this issue.

4. *No physical or legal access will be denied to any land or property in surrounding areas by the proposed abandonment.*

The CPC found that no access will be denied to properties in the surrounding area as a result of the abandonment, as the street is not essential to providing access to other parts of the City.

5. *No existing or future public services or facilities need to be protected, provided, or maintained within the right-of-way. An easement retention may be necessary to provide access to, maintain, or provide existing or future service or utility needs.*

It is unknown if any utilities need to be provided or maintained within the public right of way. The CPC required that the applicant grant any necessary easements.

6. *The proposed or intended use of the street and/or adjacent properties must be shown on a petition or plan, and such use shall be in conformance with existing zoning and Comprehensive Plan Objectives.*

A petition and plan were provided. The CPC found the proposal to be consistent with the Comprehensive Plan and purposes of Zoning.

RECOMMENDATION

Upon a motion by Commissioner Gazdacko seconded by Commissioner Verdi, the CPC unanimously voted to advise the Committee on Public Works that the petition for abandonment be approved as follows:

M. Gazdacko AYE; N. Verdi AYE; C. West AYE; H. Bilodeau AYE; M. Quezada AYE; C. Potter AYE; L. Torrado AYE;

In accordance with the CPCs action, the CPC recommends that this portion of Fones Alley be abandoned subject to the following conditions:

- i. The petitioner shall grant any necessary easements for utility access and maintenance.
- ii. The petitioner shall apply for an administrative subdivision to merge the street with their property.
- iii. The Council should determine if other abutting property owners are interested in acquiring a portion of the abandoned street, and that there are no objections to abandonment from other owners.

Sincerely,



Choyon Manjrekar
Administrative Officer

March 2, 2020

Sheri A. Petronio, Second Deputy City Clerk
City of Providence
25 Dorrance Street
Providence, RI 02903

Re: Petition to Abandon a portion of Eureka Street

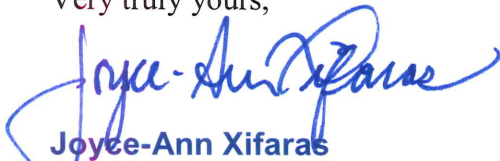
Dear Ms. Petronio:

Please be advised that after review, it has been determined that National Grid has no electrical or gas equipment in the area proposed for abandonment.

Therefore, National Grid has no objection to the abandonment.

Please call me if you have any questions.

Very truly yours,



Joyce-Ann Xifaras
Real Estate Representative, Capital RI
Right of Way and Survey Engineering
nationalgrid | Business Services

1-401-784-7513

Joyce-Ann.Xifaras@nationalgrid.com

280 Melrose Street, Providence, RI 02907



385 Myles Standish Blvd
Taunton, MA 02780

October 24, 2019

City of Providence
Office of the City Clerk
25 Dorrance Street
Providence, Rhode Island 02903

ATTN: Shawn Selleck, City Clerk

RE: PETITION TO ABANDON A PORTION OF EUREKA STREET

Dear Mr. Selleck,

Upon investigation it has been determined that Verizon presently has no facilities on said:
Portions of Eureka Street off Stone Street, as presented in said Petition to be abandoned.

Verizon will not object to the granting of said Petition.

Sincerely,

A handwritten signature in black ink that reads "Daryl Crossman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Verizon New England Inc.
Attn: Daryl Crossman - ROW
385 Myles Standish Blvd
Taunton, MA 02780

(774) 409-3191 - Office
(774) 409-3930 - Fax
daryl.crossman@verizon.com - Email

The Narragansett Bay Commission
One Service Road
Providence, RI 02905
401 • 461•8848
401 • 461•6540 Fax
TTY (RI RELAY OPERATOR) 711

<http://www.narrabay.com>



Rep. Vincent J. Mesolella
Chairman

Laurie A. Horridge
Executive Director

January 14, 2020

Shawn Selleck, City Clerk
Providence City Hall
25 Dorrance Street
Providence, Rhode Island 02903

**Re: Abandonment Request for Property located at:
Portion of Eureka Street
Bordering (Plat 71, Lots 302 and 321) Providence
Utility Notification/Verification**

Dear Mr. Selleck:

We have reviewed the above-referenced plans sent with your letter dated 18 October 2019. As indicated in the attached GIS map, the Narragansett Bay Commission DOES NOT own any active sewer line(s) in this street. If you have any questions regarding this matter, please feel free to contact me anytime at (401) 461-8848 extension 362.

Sincerely,

David C. Bowen, P.E.
Engineering Manager
Narragansett Bay Commission

