

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
CITY OF PROVIDENCE
COMMITTEE ON ORDINANCES OF THE CITY COUNCIL

PROCEEDINGS AT HEARING IN RE: : JULY 13, 1993
: PUBLIC HEARING
AN ORDINANCE IN AMENDMENT OF CHAPTER :
564 OF THE ORDINANCES OF THE CITY OF :
PROVIDENCE, ENTITLED "THE CITY OF :
PROVIDENCE ZONING ORDINANCE" APPROVED :
OCTOBER 24, 1991, BY AMENDING :
PROVIDENCE ZONING DISTRICT MAP NUMBER :
10 BY CHANGING THE ZONING DISTRICT :
DESIGNATION OF LOT 391 FROM OPEN SPACE: :
DISTRICT ZONE (O.S.) TO "TWO FAMILY- :
DISTRICT ZONE" (R-2) :

BEFORE:

DAVID V. IGLIOZZI, CHAIRMAN
ROBERT M. CLARKIN
JOSEPHINE DIRUZZO
JOSHUA N. FENTON

ALSO PRESENT:

JOHN D'AMICO, DEPUTY CITY SOLICITOR
THOMAS DELLER, DEPUTY DIRECTOR, PLANNING & DEVELOPMENT
BARBARA A. POIRIER, SECOND DEPUTY CITY CLERK

ALLIED COURT REPORTERS
115 PHENIX AVENUE
CRANSTON, RI 02920
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ORIGINAL

E X H I B I T S

<u>NO.</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1	Copy of letter of Nancy L. Derrig, Superintendent of Parks, dated 7/12/93 (1pp).....	4

1 (HEARING COMMENCED AT 6:45 P.M.)

2 MR. IGLIOZZI: The next matter we will take
3 involves a change from Open Space to Residential Two.
4 It's listed in the Public Hearing advertisement that I
5 previously admitted into the record, which will then
6 also be included for purposes of this hearing. It
7 reads, "An Ordinance in Amendment of Chapter 564 of the
8 Ordinances of the City of Providence, entitled "the
9 City of Providence Zoning Ordinance" approved October
10 24, 1991, by Amending Providence Zoning District Map
11 Number 10 by changing the Zoning District Designation
12 of Lot 391 from Open Space District Zone to "Two
13 Family-District Zone (R-2)."

14 That being said, this time I will call Deputy
15 Director Thomas Deller of the Department of Planning
16 and Development.

17 MR. DELLER: Thank you Councilman. This
18 Petition was submitted by Andrew H. Davis, Jr., on
19 behalf of the Vanliew Trust, V-A-N-L-I-E-W. This
20 property is a privately owned parcel located on Wheaton
21 Street that was zoned O.S., when the City rezoned in
22 October of 1991. It is bounded on two sides by City-
23 owned land, which is presently used as open space, and
24 it's very similar to a petition that was before this

1 Committee approximately two, maybe three, months ago.
2 It was brought by the Parks Department to rezone two
3 parcels of land.

4 It was the intent of the Zoning Code Study
5 Commission, in preparing the Open-Space Zoning, to zone
6 City-owned land and privately-held land that was
7 undevelopable. Mr. Davis claims that this parcel is a
8 developable piece of land and therefore does not fall
9 within the criteria established by the Zoning Code
10 Study Committee when it prepared the Open Space Maps.

11 This Petition has not been submitted by the
12 Planning Department, nor is it supported by the
13 Planning Department.

14 MR. IGLIOZZI: Any other further questions?
15 I did want to also introduce a letter from
16 Nancy L. Derrig, the Superintendent of Parks, as
17 Exhibit Number 1. She voices opposition to this
18 change.

19 (CITY'S EXHIBIT NUMBER 1 MARKED)

20 At this time, we will call Sophie F. Mulligan.
21 She lives at 8 So. Court Street, Providence, for a
22 public comment.

23 MS. MULLIGAN: Mr. Chairman and Members, I'm
24 the neighbor across from this lot. I live at 28 So.

1 Court Street. There are other empty lots down the
2 street that I'm sure are zoned for a building, so I
3 don't see why they have to change this from Open Space
4 to -- what is it?

5 MR. IGLIOZZI: Residential.

6 MS. MULLIGAN: R-2, and there's a park that's
7 built there. We lived there for 21 years. Finally,
8 the park at the bottom of Prospect has been fixed and
9 they're beginning to take care of it. It looks very
10 beautiful and why should they change the Open Space and
11 have it for R-2? They have other spots on that street
12 that people can build on. Thank you.

13 MR. IGLIOZZI: Thank you. The next witness,
14 Edith Rathbun, 2 Cushing Street, Providence.

15 MS. RATHBUN: Mr. Chairman and Members, I'm
16 just here representing the neighborhood in urging that
17 the Open Space be maintained, or at least that there be
18 no development in that land. There is the upper
19 Prospect Terrace, which I live on. The lower Terrace
20 has been developed, and there is considerable concern
21 on the part of the neighborhood garden clubs and others
22 who wanted that land developed at the earlier hearing
23 when the Parks Department wanted those two rezoned and
24 as a result they withdrew their application. I don't

1 know what the plans are for this particular parcel, but
2 I would urge on behalf of the neighborhood that it be
3 kept as Open Space and not developed. Thank you.

4 MR. IGLIOZZI: Thank you. The next witness
5 is Margaret Mary -- it looks like Walsh.

6 VOICE: She left.

7 MR. IGLIOZZI: It indicated, according to the
8 sign-up sheet, that she signed up in opposition. She
9 lives at 135 Pratt Street, Providence. Is there
10 anybody else who wishes to testify with regard to that
11 item on the Public Hearing List?

12 That hearing done, again I will leave the record
13 open for submission by any interested parties for the
14 next ten days of any written documents. Is that
15 satisfactory, Mr. Solicitor?

16 MR. D'AMICO: Yes, Mr. Chairman.

17 (THE HEARING CONCLUDED AT 6:55 P.M.)
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C E R T I F I C A T E

I, JULIA A. PULEO, hereby certify that the foregoing is a true and accurate transcription of my stenographic notes taken in the above hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 7th day of August, 1993.

Julia A. Puleo, Notary Public / Certified Court Reporter

JULIA A. PULEO, NOTARY PUBLIC/CERTIFIED COURT REPORTER

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