

B. Public Hearings

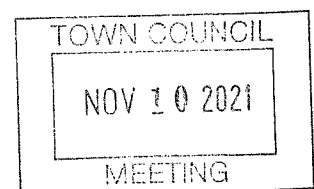
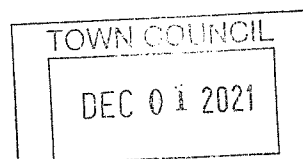
B1. David F Carney, 5 Clifton Road- Request for License to Maintain Town Property

a. Recommendation - Town Administrator (continue to December 1, 2021)

b. Memo - Town Solicitor- (continue to December 1, 2021)

Teixeira/Sweeney- Voted
unanimously to continue this
matter until the meeting of
December 1, 2021.

Prior to the vote taken, Chairman Calouro noted that the recommendations for the petition were to continue the matter until the next council meeting of December 1, 2021 to allow the Cemetery Commission to provide a recommendation.





PETITION TO THE TOWN COUNCIL

To the Honorable Town Council of the Town of Bristol:

The undersigned hereby respectfully requested of your Honorable Body to be granted a

LICENSE TO MAINTAIN TOWN PROPERTY

I, David f Carney owner of property located
at 5 Clifton Rd, Assessor's Plat # 79 and
Lot # 389, hereby requests the Town Council grant me a license to maintain town

property. Below is a brief description and location of the property I wish to maintain.

A small piece of land ^{that} abuts our lot. Please see
Attached for detailed description.

*Please provide names and addresses of all abutting property owners.

*Please provide map of the area in question.

PLEASE NOTE:

Petition must be returned by 4:00 PM, two (2) Fridays prior to the Town Council meeting to appear on the docket of the meeting for review and possible action. It is Council policy that action may not be taken on petitions unless recommendations, if necessary, from appropriate departments are received prior the Council meeting.

DATE RECEIVED: _____

SIGNATURE: _____

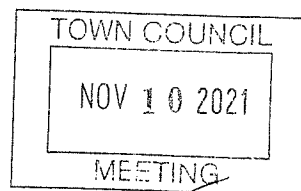
NAME: _____

ADDRESS: _____

TOWN: _____

☐ BUSINESS TEL. NO. BUSINESS 901 952 7325

☒ RESIDENCE TEL. NO. RESIDENCE 901 952 7325



2021 OCT -7 11:29:09

B1

Mr. and Mrs. Roger Carney
Mr. David Carney and Dr. Michelle Carney
5 Clifton Rd.
Bristol, RI 02809
401-952-7325

September 20, 2021

Ms. Melissa Cordeiro
Town Clerk
10 Court St.
Bristol, RI 02809

RE: 5 Clifton Rd, a/k/a Assessor's Plat 79, Lot 389 – Encroachment on North Burial Ground
Property

Dear Ms. Cordeiro:

I am writing in response to a letter received from Ursillo, Teitz and Ritch, Ltd. regarding our property at 5 Clifton Rd that discussed the use of a small section of land that abuts our property. Please find attached a marked up copy of the assessor's plat map which identifies this parcel of land.

The dwelling on our property was built in 1984 by John Cabral. At the time that the land was cleared in order to build this house, Mr. Cabral also cleared this section of land and erected a shed. In 1994, My parents purchased this dwelling from Mr. Cabral and in 2002, we expand the house adding an accessory dwelling unit. My wife and I have lived here since that time with my parents living in the attached accessory unit. We have thoughtfully maintained the parcel continuously since 1994.

This small piece of land is flanked on either side by underground pipes. On the northside there is a storm drain that runs just outside of my [our] property line and terminates into a drainage pipe that runs parallel to the East Bay bike path. On the southside of this parcel, well outside of the area we have indicated, a water main was installed in 2014. This water main was installed to deliver increase water pressure for homes on Poppasquash Point. While this land is designated for use by the North Burial Ground, the presence of the underground storm drains and water main render this small section fairly useless with regard to the land's original intent.

We are petitioning the town with hopes of agreeing to one of the following two scenarios:

- Our first choice would be to purchase this piece of land and acknowledge a right of way for the storm drain.

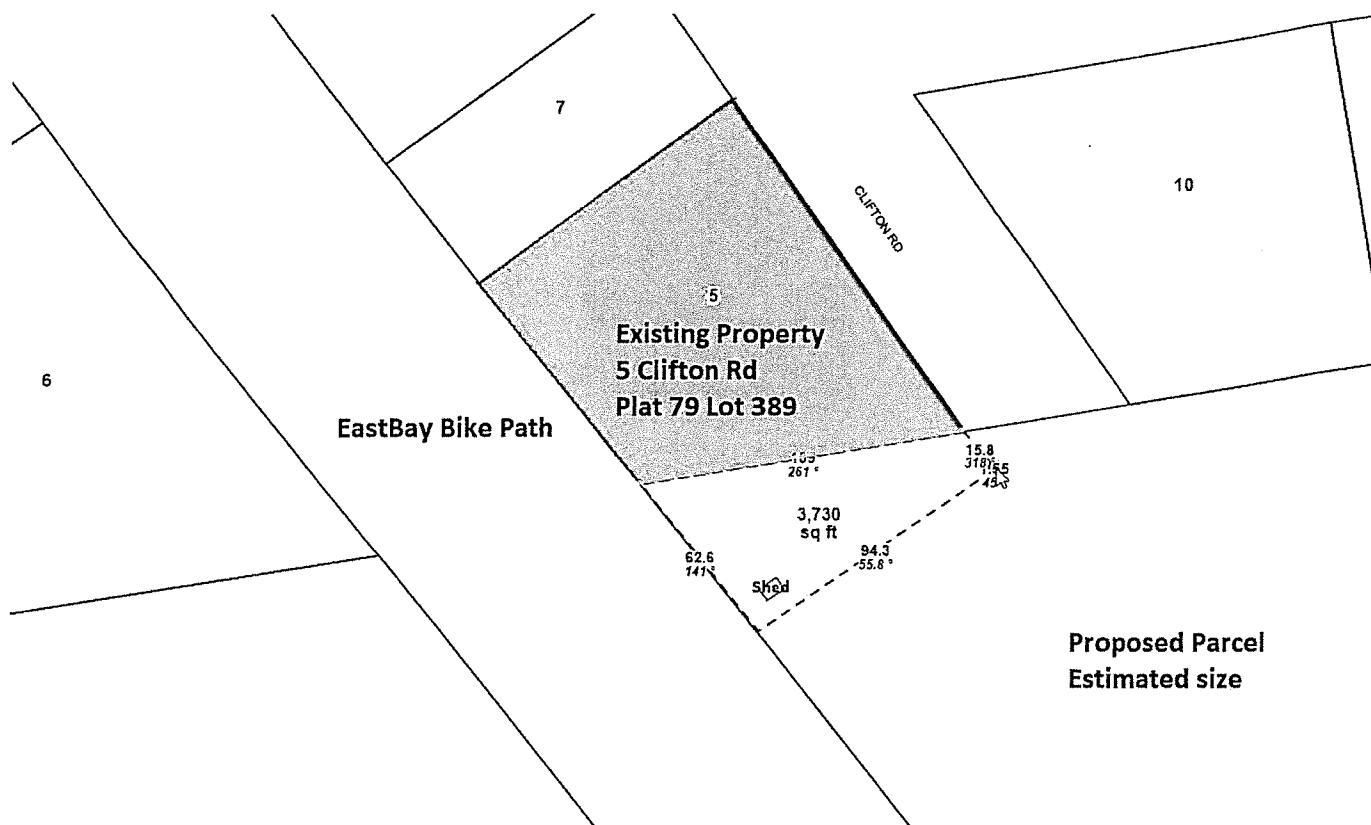
- The second choice would be to obtain a license to continue use of this portion of property and maintain the current improvements until such time as the town would need it. We recognize that in doing this, we would alleviate the town of any liability regarding our use of the property.

Thank you very much for your thoughtful consideration regarding this matter. We look forward to your response/guidance in this matter. Should you have any questions, you can reach out to me at 401-952-7325.

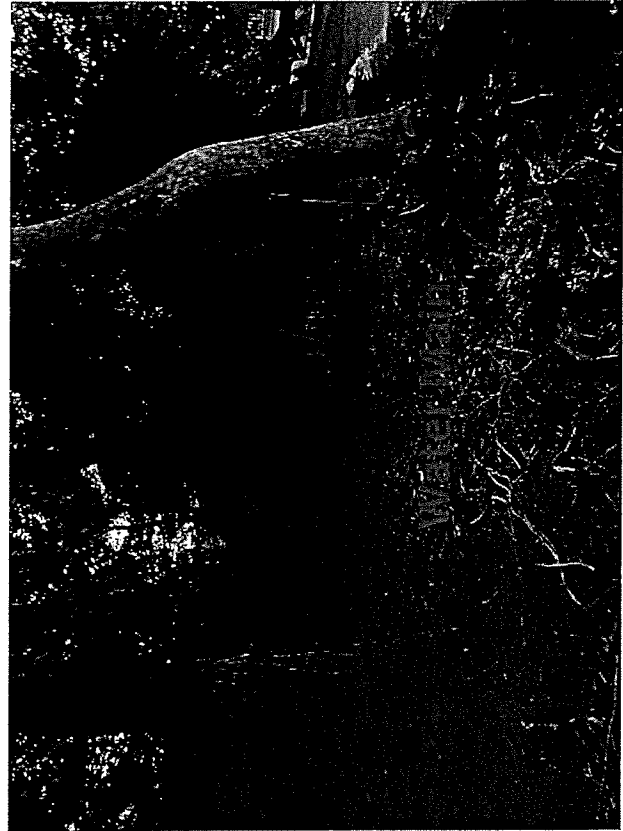
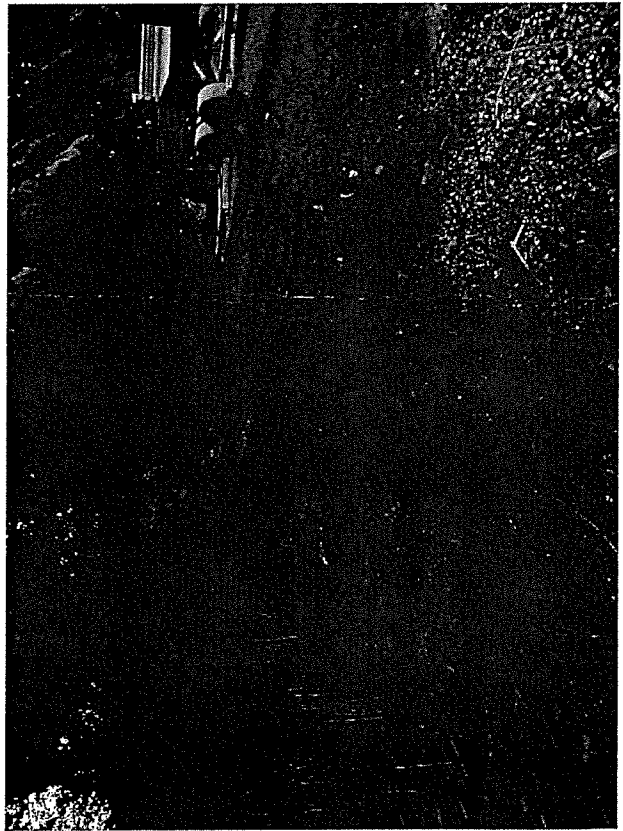
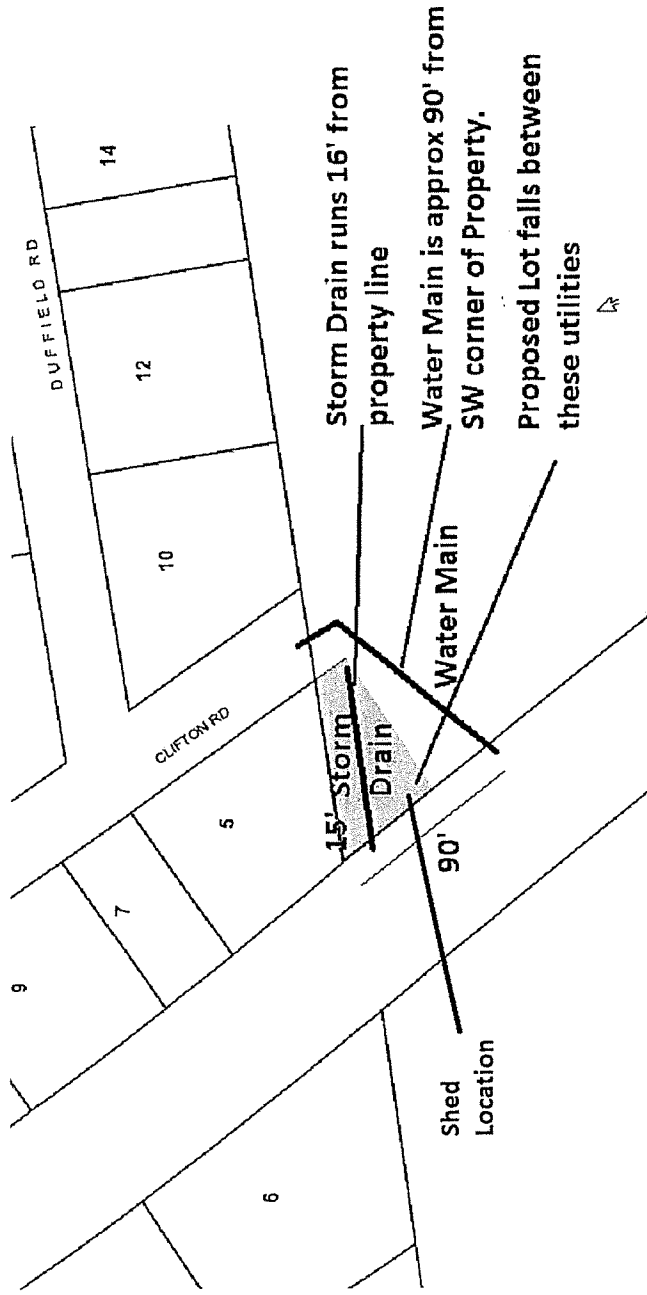
With best regards,

Mr. David F. Carney

5 Clifton Rd - From GIS Maps - Town Website

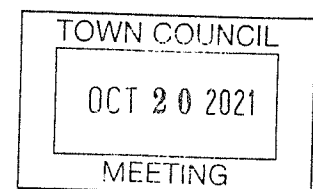


Storm and Water Main



F2. David F Carney, 5 Clifton Road- Request for License to
Maintain Town Property, **call for public hearing**

Sweeney/Teixeira- Voted
unanimously to call for public
hearing on November 10, 2021.



LEGAL NOTICE

PUBLIC NOTICE

LICENSE TO MAINTAIN TOWN PROPERTY

The public is being notified that the Honorable Town Council will conduct a public hearing on Wednesday, November 10, 2021, 7:00 p.m., Town Hall, Council Chambers to consider a license to maintain town property.

Petitioners: David F. Carney and Michelle Carney
Roger Carney and Gail Carney
5 Clifton Road, Bristol, RI

Location: Approximately 3,730 square feet adjacent to Assessor's Plat 79 Lot 389, on the North West corner of Assessor's Plat 80 Lot 285

Per Order of the Town Council

Melissa Cordeiro
COUNCIL CLERK

October 28, 2021



TOWN CLERK'S OFFICE

Melissa Cordeiro, Town Clerk

10 Court Street
Bristol, RI 02809
Tel. 401-253-7000

PUBLIC NOTICE

LICENSE TO MAINTAIN TOWN PROPERTY

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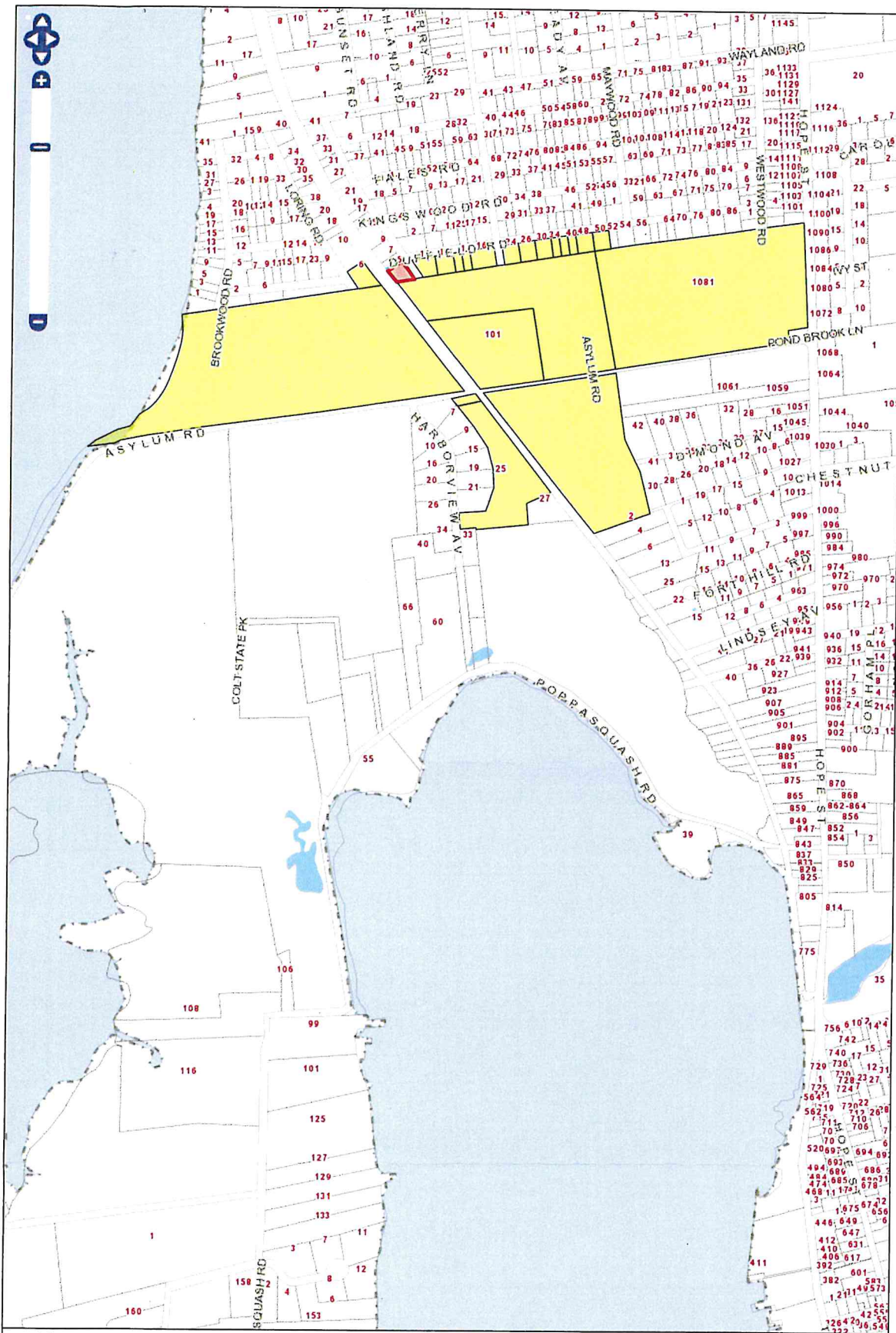
Petitioners: David F. Carney and Michelle Carney
Roger Carney and Gail Carney
5 Clifton Road, Bristol, RI

Location: Approximately 3,730 square feet adjacent to Assessor's Plat 79 Lot 389, on the North
West corner of Assessor's Plat 80 Lot 285

Per Order of the Town Council

Melissa Cordeiro
COUNCIL CLERK

October 28, 2021



Town of Bristol, Rhode Island

Selected Parcel: 5 CLIFTON ROAD ID: 79-389

Printed on 10/18/2021



MainStreetMaps
MainStreetGIS, LLC
www.mainstreetgis.com

This map is for informational purposes only. It is not for appraisal of, description of, or conveyance of land. The Town of Bristol, Rhode Island and MainStreetGIS, LLC assume no legal responsibility for the information contained herein.

91 7199 9991 7034 4897 9593

Parcel ID: 129-13
PIRES, PATROCINIA A. LIFE EST
CORREIA, KARL F. & CLAUDE R.
25 HARBORVIEW AVE
BRISTOL RI 02809

Parcel ID: 129-22
DEPT OF NATURAL RESOURCE
100 COLT STATE PARK
ASYLUM ROAD
BRISTOL RI 02809

Parcel ID: 79-380
WHITE, KEVIN P & KELLY H TE
176 CENTER ST
EASTON MA 02356

91 7199 9991 7034 4897 9616

91 7199 9991 7034 4897 9609

Parcel ID: 79-383
ISHERWOOD, MARK P. ET UX
DEBORAH J. ISHERWOOD TE
14 DUFFIELD ROAD
BRISTOL RI 02809

Parcel ID: 79-384
ISHERWOOD, MARK P. ET UX
DEBORAH J. ISHERWOOD TE
14 DUFFIELD ROAD
BRISTOL RI 02809

Parcel ID: 79-386
SCHMINKY, JOSHUA &
KARISSA TE
12 DUFFIELD RD
BRISTOL RI 02809

1 7199 9991 7034 4897 9586

91 7199 9991 7034 4897 9579

Parcel ID: 79-388
THROWE, SCOTT &
JOANNE M TE
10 DUFFIELD ROAD
BRISTOL RI 02809

Parcel ID: 79-426
MARSHALL, KENNETH
NANC
6 LORING RD
BRISTOL RI 02809

Parcel ID: 80-164
CAMPAGNA FAMILY, LP
51 CHURCH ST
BRISTOL RI 02809

489 0090 0027 6343 5915 15

9489 0090 0027 6343 5915 22

9489 0090 0027 6343 5915 39

Parcel ID: 80-167
LAKE, JAMES R ET UX
LAKE, THERESA G TE
48 DUFFIELD RD
BRISTOL RI 02809

Parcel ID: 80-168
BARILLA, PETER G JR & ELISE K TE
40 DUFFIELD RD
BRISTOL RI 02809

Parcel ID: 80-170
ALVES, JOHN
JENNIFER ETUX TE
34 DUFFIELD RD
BRISTOL RI 02809

489 0090 0027 6343 5915 46

9489 0090 0027 6343 5915 53

9489 0090 0027 6343 5915 60

Parcel ID: 80-171
PRYOR, JOHN P. ET UX
30 DUFFIELD ROAD
BRISTOL RI 02809

Parcel ID: 80-174
PAPPAS, DAVID S
26 DUFFIELD RD
BRISTOL RI 02809

Parcel ID: 80-176
SERPA, LILLIAN LIFE ESTATE
SERPA, PATTY JO
24 DUFFIELD RD
BRISTOL RI 02809

489 0090 0027 6343 5915 77

9489 0090 0027 6343 5915 84

9489 0090 0027 6343 5915 91

Parcel ID: 80-283
NORTH BURIAL GROUND
TOWN OF BRISTOL
1081 HOPE ST
BRISTOL RI 02809

Parcel ID: 80-285
TOWN OF BRISTOL
10 COURT ST
BRISTOL RI 02809

Parcel ID: 80-286
TOWN OF BRISTOL
10 COURT ST
BRISTOL RI 02809

489 0090 0027 6343 5916 07

Parcel ID: 81-1
TOWN OF BRISTOL
10 COURT ST
BRISTOL RI 02809

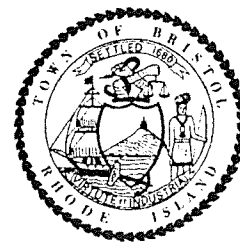
Parcel ID: 85-1
DEM PARKS AND RECREATION
1100 TOWER HILL RD
ATTN: KIMBERLY LAPIERRE
NORTH KINGSTOWN RI 02852

9489 0090 0027 6343 5916 14

TOWN OF BRISTOL, RHODE ISLAND

TOWN COUNCIL

Nathan T. Calouro, *Chairman*
Mary A. Parella, *Vice Chairwoman*
Antonio A. Teixeira
Timothy E. Sweeney
Aaron J. Ley



Council Clerk
Melissa Cordeiro

MEMORANDUM

DATE: October 21, 2021

TO: Steven Contente, Town Administrator
Diane Williamson, Director of Community Development
Edward Tanner, Zoning Officer
Kevin M. Lynch, Chief of Police
Michael DeMello, Fire Chief
Michelle DiMeo, Tax Assessor
Raymond Falcoa, Code Compliance Officer
Chris Parella, Director of Public Works

FROM: Melissa Cordeiro
COUNCIL CLERK

RE: David F Carney, 5 Clifton Road - Request for License
to Maintain Town Property

May we please have your recommendation or the recommendation of the respective board you deem appropriate in order for the Council to review the request at the regular Town Council Meeting to be held on November 10, 2021.

Please note that all council items are **due at 12PM noon one week prior to the meeting. All and any items received after the deadline will be held until the next council agenda.**

Thank you for your cooperation and prompt reply.

Attachment

B1A



STEVEN CONTENTE
Town Administrator

TOWN OF BRISTOL, RHODE ISLAND
OFFICE OF TOWN ADMINISTRATOR

November 4, 2021

Honorable Bristol Town Council
10 Court Street
Bristol, RI 02809

Re: Recommendations - License to Maintain Property/North Burial Ground

Dear Members of the Bristol Town Council,

I am requesting that the Petition for a License to Maintain North Burial Ground Property requested by the Homeowners at 5 Clifton Drive be continued until the December 1, 2021 Town Council meeting.

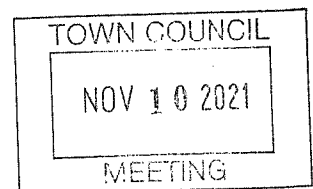
The continuation will allow consideration of any concerns that may be raised by the Commissioners of the Cemeteries that are meeting on November 10, 2021.

Thank you.

A handwritten signature in black ink, appearing to read "Steven Contente", is written over a horizontal line.

Respectfully,

Steven Contente
Town Administrator





Ursillo, Teitz & Ritch, Ltd.

Counsellors At Law

2 Williams Street
(at South Main Street)
Providence, Rhode Island 02903-2918

Michael A. Ursillo *
Andrew M. Teitz, AICP * †
Scott A. Ritch * †

Troy L. Costa †
Amy H. Goins * †
Peter F. Skwirz * †
Admitted in RI*, MA†

Tel (401) 331-2222
Fax (401) 751-5257
mikeursillo@utrlaw.com

B1B

MEMORANDUM

TO: The Honorable Bristol Town Council

FROM: Michael A. Ursillo, Town Solicitor

DATE: November 5, 2021

SUBJECT: License to Maintain Property Adjacent to Cemetery at 5 Clifton Road

As you are aware, there is a petition before the Council from David Carney requesting that a parcel of land consisting of approximately 3800 square feet adjacent to his property at 5 Clifton Road receive a license from the Town Council to maintain the property.

Pursuant to a policy the Council has previously adopted, you have the ability to issue licenses for the maintenance of public property. When you have done so in the past, the land area has been *de minimis* and it has been for a specific purpose such as providing for a ramp to a restaurant and/or areas which do not impede the public's right to town-owned land. In this case, the area is considerable, and the Council should be sensitive to the precedent that it would set with regard to such a large parcel. The Council should also take into consideration the forthcoming opinion of the Cemetery Commission

This matter is scheduled for Public Hearing at the November 10th meeting where I will be happy to address this issue.

MAU/gb

