



Public Information Request Tracking

Search Fields (enter information in one or more fields to search)

Requestor Name: Request Date:
Forwarded To: Due Date:

Public Request ID: **Response Due Date:**

Date Of Request: **Closed Date:**

Requestor Name:

Documentation:

Requestor Address:

Requestor Phone:

Requestor E-mail:

Requested Records:

Time Period:

Received By:

Received Date: **Received Time:**

Forwarded to:

Forward Date: **Forward Time:**

Response From:

Response Date: **Response Time:**

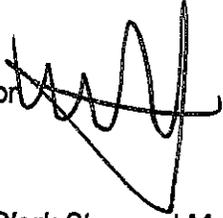
Costs:

Number Of Billable Hours:	<input type="text"/>
Number Of Pages:	<input type="text"/>
Cost Due:	<input type="text"/>
Date Paid:	<input type="text"/>

Response - Public Records Form

To: William Nye

From: William DePasquale Jr., Planning Director



Date: May 12, 2015

RE: *Response - Public Records Form - City Clerk Stamped May 7 2015*
Note - Form doesn't include address or email will call phone

Request - Nye

"Letter written in reply to letter from Michael Coleman dated April 13, 2015 addressees to the Director of Planning Department of the City of Warwick"

Response - DePasquale

See attached copy of a letter from William DePasquale to Attorney Coleman

This completes your public records request.

ID# 21 forwarded to Planning D
+
Mr. DePasqua
(100)

THE CITY OF WARWICK
PUBLIC RECORDS REQUEST FORM
RIGL 38-2-3 (d)

Name: (optional) WILLIAM NYE

Address: (optional) _____

City: WARWICK State: RI Zip Code: 02889

Phone: (optional) 474-0125 CELL E-mail address: (optional) _____

Date: 7 MAY 2015

Record(s) Requested:

LETTER WRITTEN IN REPLY TO LETTER FROM MICHAEL COLEMAN
DATED APR 13, 2015 ADDRESSED TO DIRECTOR OF PLANNING
DEPT. OF THE CITY OF WARWICK

Time period request covers:

Please Note: Per section 38-2-3 (d) the policy of the City of Warwick is that this form be filed with the office of the City Clerk. The Clerk's office will then forward the request to the appropriate department for response. Per section 38-2-4 of the Rhode Island General Laws, the City will charge a fee of .15 per page for copies of public documents, unless such documents have a fee structure which is prescribed by state statute. Additionally, if the requested information requires research on the part of City personnel, the City will charge a research fee of \$15.00 per hour and/or the cost of retrieving records from storage where the public body is assessed a retrieval fee. The first hour (1 hour) of research, however, will be provided at no charge. If after review of your request the department determines that the requested records are exempt from disclosure for a reason set forth in RIGL 38-2-2(4)(i)(A) through (Y), the City reserves its right to claim such exemption.

(FOR CITY USE ONLY) Request taken by: _____

RECEIVED
CITY CLERK'S OFFICE
WARWICK, RI

Date: _____ Time: _____

MAY - 7 2015

Costs: _____ for copies _____ for search and retrieval

MICHAEL D. COLEMAN
ATTORNEY AT LAW

37 SOCKANOSSET CROSSROAD

CRANSTON, RI 02920

TEL. (401)943-7200

FAX. (401)943-0800

mdcolemanlaw@gmail.com

April 13, 2015

Walter DePasquale, Director
Warwick Planning Department
Annex Building, 2nd Floor
3275 Post Road
Warwick, RI 02886

RE: Paul and Susan Brousseau Application for Submission
of Administrative Subdivision Plan

Dear Mr. DePasquale:

I represent Paul and Susan Brousseau with regard to their efforts to properly delineate the description of their property located at 265 Tiffany Avenue, Warwick, RI. The Rhode Island Supreme Court has confirmed an award of 325.29 square feet of land to William Nye, the abutting property owner, whose address is 251 Tiffany Avenue.

I am enclosing a copy of my letter to Mr. Nye dated March 27, 2015 which is self-explanatory. I have not received a response from Mr. Nye.

I am also enclosing a copy of the Application Form for Submission of Administrative Subdivision Plan duly executed by Paul and Susan Brousseau. If you would be so kind as to advise whether the Planning Department will proceed with this matter at this time I will hand-deliver the Survey Plan prepared by Mark Nyberg Associates

In the event the Planning Department decides it is unable to proceed with this matter without the signature of Mr. Nye please notify me of that fact in writing and I will institute the appropriate action in the Superior Court. I am sending a copy of this letter to Mr Nye.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Michael D. Coleman", with a long horizontal flourish extending to the right.

Michael D. Coleman

cc: William Nye

William DePasquale, Jr., AICP
Planning Director



Scott Avedisian
Mayor

CITY OF WARWICK
Planning Department
3275 Post Road, Annex; Warwick, RI 02886
Tel. (401) 738-2000 Ext. 6289
T.D.D. (401) 739-9150

April 17, 2015

Michael D. Coleman, ESQ
37 Sockanosset Crossroad
Cranston, RI 02920

Dear Attorney Coleman:

I am in receipt of your letter, dated April 13, 2015, regarding the proposed Administration Subdivision of Paul and Susan Brousseau. Attached to your letter was a copy of an application for an Administrative Subdivision. The proposed subdivision includes property at 265 Tiffany Avenue and 251 Tiffany Avenue located in Warwick, RI. The proposed subdivision would alter a property line so as to provide an additional 325.29 square feet of land that would be transferred from 265 Tiffany Avenue (Brousseau) to the abutting property located at 251 Tiffany Avenue, William Nye being the current owner.

As you are aware, Rhode Island General Law RIGL TITLE 45 entitled "Towns and Cities" CHAPTER 45-23 "Subdivision of Land" SECTION 45-23-26 requires every municipality in the state to adopt land development and subdivision review regulations as well as establish review procedures for local land development and subdivision review and approval. Furthermore, RIGL § 45-23-33 entitled "General Provisions" requires all local regulations include, "*Specifications of all application documents and other documents to be submitted-(RIGL § 45-23-33 (17))*".

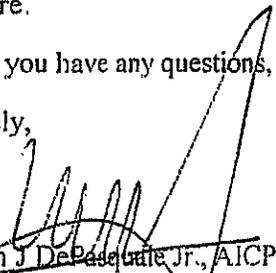
Consistent with the aforementioned general laws the City of Warwick promulgated its Development Review Regulations (DRR) which includes review and approval procedures, as well as application documents for subdivisions, mergers, re-divisions, and reconfiguration of lot lines. Innately because this involves multiple lots the City's Development Review Regulations (DRR) also comprises an *Application Form* that requires consent of the property owners engaged in the subdivision. Specifically, *number (6) of Application Form* contained within *Appendix A of the DRR* requires a notarized signature of the owner/applicants identified properties involved in the subdivision, land division, merger and/or re-division of properties. The consent confirmation is crucial in protecting an unwitting property owner from untoward land division, merger and re-division of their properties.

The application provided as part of your correspondence does not include a signature from William Nye of 251 Tiffany Avenue Warwick RI (proposed to receive an additional 325.29 square feet of land) who is party to the proposed lot reconfiguration (considered an administrative subdivision per RIGL § 45-23-32(2) "Administrative Subdivision").

Whereas, I would like to assist you in processing this Administrative Subdivision, at this point I cannot continue with your application (considered incomplete) without a notarized signature from William Nye of 251 Tiffany Avenue Warwick RI *or* a legal order/directive from a Court that would allow me to proceed with the subdivision without said signature.

Should you have any questions, please feel free to contact me at 401-738-2000, extension 6289.

Sincerely,


William J. DePasquale Jr., AICP
Administrative Officer/Planning Director

THE CITY OF WARWICK
PUBLIC RECORDS REQUEST FORM
RIGL 38-2-3 (d)

RECEIVED

MAY 11 2015

Name: (optional) WILLIAM NYE

Address: (optional) _____

CITY OF WARWICK
PLANNING DEPARTMENT

City: WARWICK State: RI Zip Code: 01899

Phone: (optional) 474-0125 ^{cell} E-mail address: (optional) _____

Date: 7 MAY 2015

Record(s) Requested:

LETTER WRITTEN IN REPLY TO LETTER FROM MICHAEL COLMAN
DATED APR 13, 2015 ADDRESSED TO DIRECTOR OF PLANNING
DEPT. OF THE CITY OF WARWICK

Time period request covers:

Mailed 5/11/15
left message on cell

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(FOR CITY USE ONLY) Request taken by: _____

RECEIVED
CITY CLERK'S OFFICE
WARWICK, RI

Date: _____ Time: _____

MAY - 7 2015

Costs: _____ for copies _____ for search and retrieval

MICHAEL D. COLEMAN
ATTORNEY AT LAW
37 SOCKANOSSET CROSSROAD
CRANSTON, RI 02920
TEL. (401)943-7200
FAX. (401)943-0800
mdcolemanlaw@gmail.com

April 13, 2015

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Warwick Planning Department
Annex Building, 2nd Floor
3275 Post Road
Warwick, RI 02886

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Michael D. Coleman

cc: William Nye