

**Designation of
Public Rights-of-Way
to The Tidal Areas of The State**



**PROGRESS REPORT FOR
July 2007 through June 2008**

Submitted by

**THE COASTAL RESOURCES MANAGEMENT COUNCIL
Subcommittee on Rights-of-Ways**

As Amended JUNE 2008

**CRMC Progress Report on Public Rights-of-Way Designations
July 2007 through June 2008**

SUMMARY

During the report period of July 2007 through June 2008, and in accordance with its legislative mandate at GLRI 46-23-17, the Coastal Resources Management Council (CRMC) has continued to discover and designate public rights-of-ways to the tidal areas of the state.

Beginning in 1978, the CRMC has been tasked by the legislature to carry-out the continued discovery and designation of all public rights-of-ways to the shore. To meet this charge, the CRMC created its Subcommittee on Rights-of-Ways.

Significant actions of the subcommittee during the report period July 2007 through June 2008 include the continued tracking of legal cases that have resulted from its activities and the subsequent actions of the full CRMC Council. Relative to this, the subcommittee's legal counsel prepared a report regarding a case of continuing litigation, and another in which the RI Supreme Court's not accepting a Petition for Certiorari exhausted the plaintiff's legal challenges to the CRMC's designation of a certain public right-of-way in the Town of Middletown. The following summarizes the judicial activities during the report period relative to the subcommittee's activities:

Riesman v. CRMC P.C. No. 93-5078

This case has been in and out of the Courts since the 1980's. The main issue was whether or not the grantor intended to dedicate this right-of-way located off Tuckerman Avenue in Middletown, RI for public access. The abutting property owners have objected to the CRMC designation as a public-right-of-way under the theory that the original grantor in the 1870's dedicated another right-of-way in the vicinity and used different dedicatory language which they argued meant the grantor did not intend this parcel as a public right-of-way. In November 2006, the Superior Court affirmed the CRMC decision designating the parcel a public right-of-way. A petition for a writ of certiorari was subsequently filed to the RI Supreme Court; briefs and reply briefs were filed with the Court in May, 2006. The Court's not accepting the petition exhausted the Riesman's legal challenges to the CRMC's designation of the right-of-way "Y-1" at Tuckerman Avenue.

Glassie v. CRMC CA No. NC03-576

This case involves an appeal of a CRMC designated public right-of-way in Jamestown, RI. An abutting property owner has been attempting to block the right-of-way with a swing-set and has appealed CRMC's decision. The case is being litigated in the Superior Court. The Plaintiff's brief being overdue the CRMC had to seek a Court order compelling the applicant to file its brief which was recently received.

Other legal activities

The CRMC through legal counsel has been investigating a number of ROW violations in East Greenwich, RI. At this point no law suits have been filed but notices of violation have been issued

and there are discussions occurring between the abutters and CRMC in an effort to resolve the ROW encroachment issues.

Any decision resulting in a public right-of-way designation by the Council is permanently recorded with the Secretary of State. The cumulative efforts of the CRMC and its ROW subcommittee are as follows:

Total Number of Potential ROWs Reviewed:	365
Sites Designated as Public ROWs:	223
Sites with Insufficient Evidence for Designation:	81
Sites that are Not Resolved:	35
New Sites Under Review:	24
Sites that are On Appeal:	15

(see page 6 for a comprehensive discussion of the above terms)

GOAL

The goal of the CRMC is to designate at least one (1) public right-of-way for each mile of shoreline. With 223 sites designated as public, and with 420 miles of Rhode Island shoreline, the CRMC is better than half-way to reaching its goal.

ACTIVITIES OF THE CRMC

Activities of the CRMC and its ROW Subcommittee during this report period included:

- 1) Six (6) regularly scheduled ROW Subcommittee meetings, one (1) public hearing, and one (1) public workshop were held during the report period, July 1, 2007 - June 30, 2008. The public hearing and workshop were held to receive testimony regarding the potential designation of Overlook Drive, Warwick as a public right-of way to the shore. Two (2) regularly scheduled ROW Subcommittee meetings were not scheduled in lieu of the public hearing and workshop, another was not scheduled due to the Christmas holiday season, and three (3) others were cancelled.
- 2) The CRMC continues its cooperative efforts with the municipalities to promote the continual process of discovery and designation of new ROWs. During this report period, two proposed rights-of-way in the City of Warwick were designated by the CRMC. Additionally, CRMC staff continues to update a contact list of municipal officials in Rhode Island’s coastal communities, and to initiate periodic contact with these individuals to solicit information on potential new ROWs in each municipality, and to offer assistance regarding ROW issues.

- 3) To continue efforts of coordination between the RIDEM and the CRMC, the CRMC has remained an advisory member of the Recreation Resources Review Committee (RRRC). This provides a strong and coordinated mechanism to ensure that coastal right-of-ways are included in site development and funding requests and that projects proposed for funding under the auspices of the RRRC are consistent with the Council's goals and policies for access development. On request, the CRMC continues to assist the RRRC in its review of funding applications for coastal access improvement projects.
- 4) The CRMC continues its cooperative program with the municipalities to accelerate the discovery process of potential rights-of-way to the shore through the Harbor Management Planning process. Several municipalities continue to undertake this process, where the CRMC will utilize the HMPs in a complimentary manner for its work toward designating ROWs.
- 5) The CRMC continues to distribute its *Rights-of-Way Designation Process Fact Sheet* which describes the legal process for designating ROWs, and its *Citizen's Guide to Assisting in the Right-of-Way Designation Process* which was designed for municipal officials and the general public. The *Citizen's Guide* provides step-by-step information on how to conduct background research to identify potential ROWs. Both the *Fact Sheet* and *Citizen's Guide* are available on CRMC's website www.crmc.state.ri.us
- 6) The CRMC continues to complete and update an annual rights-of-way report which is available to the public. As the CRMC designates new public rights-of-way, the report is updated to document the location of these right-of-ways. The report serves as an inventory and planning tool for coastal communities as well as serving a public interest.
- 7) The publication *Public Access to the Rhode Island Coast* produced by the Coastal Resources Center of the University of Rhode and funded by the CRMC is available at cost to the public at the CRMC's offices.
- 8) East Transit Street ROW, Providence, RI – CRMC staff has maintained correspondence with the City of Providence Parks and Recreation Department regarding the City's progress toward constructing a boat launching ramp at the East Transit Street ROW. CRMC staff drafted and mailed a letter in support of the City's application for an EPA grant to fund site remediation work required by DEM. This work must be accomplished prior to the actual construction of the boat launching ramp. The Parks Department reported that the City's grant proposal was not successful, and the City will continue to search for other sources of funding to construct the ramp. In the meantime, despite CRMC legal counsel's pursuit of enforcement actions against individuals blocking public access to this ROW, obstructions (large pickup trucks) are often present.
- 9) Tuckerman Avenue ROW (Y-1) Middletown, RI – The Rhode Island Supreme Court's denial of an abutters petition for a writ of certiorari objecting to the CRMC's designation of a public right-of-way to the shore at Tuckerman Avenue (CRMC designation # Y-1) in Middletown

brought a more than 20 year legal conflict to a close. The CRMC held an on-site press conference following this outcome to celebrate the CRMC’s original 1981 designation of this ROW and its 2008 adoption by Clean Ocean Access and the Milne Family under the CRMC’s Adopt-An-Access program.

- 10) The CRMC has created numerous public access opportunities via assent stipulations under section 335 of the RI Coastal Resources Management Program regulations. Section 335 stipulates that a public access plan must be prepared when the following activities are proposed: 1) Commercial and industrial development and redevelopment projects as defined in section 300.3; 2) New and significant expansions to marinas as defined in section 300.4; and, 3) Activities which involve the filling of tidal waters as defined in section 300.10, other than those considered as maintenance as defined in section 300.7. The following list shows “section 335” public access opportunities which include boardwalks, parking facilities, and others:

Project with Section 335 Stipulated Public Access Plan	City/Town
Stone Harbour Condominiums	Bristol
Thames Street Landing	Bristol
Weetamoe Farms	Bristol
Wharf Tavern	Bristol
Sakonnet Point Club	Little Compton
Knowlesway Extension (at Pt. Judith Pond)	Narragansett
Casey’s Marina	Newport
Newport Onshore	Newport
The Inn at Long Wharf (Marina)	Newport
West Wind Marina (Waite’s Wharf)	Newport
Blue Beach (Economic Development Corporation)	North Kingstown
Compass Rose Beach (Economic Development Corporation)	North Kingstown
Jamestown Bridge (RI Department of Transportation)	North Kingstown
Keiffer Park (Economic Development Corporation)	North Kingstown
North Kingstown Town Marina	North Kingstown
Quonset Development Corporation	North Kingstown
Spink’s Neck Beach (Economic Development Corporation)	North Kingstown
Wickford Shipyard	North Kingstown
Carnegie Abbey	Portsmouth
Melville Marina	Portsmouth
Mt. Hope Marine Terminal	Portsmouth
Collier Point Park (Narragansett Electric)	Providence

Providence Place Mall	Providence
Shooters (Currently RIDOT property)	Providence
Village at Mt. Hope Bay (Starwood)	Tiverton
Sakonnet River Bridge (RIDOT)	Tiverton
Dickerson’s Marina	Warwick
Greenwich Bay Marina	Warwick
Harbor Light Marina	Warwick

- 11) The CRMC has published a public access guide as part of a Special Area Management Plan for Greenwich Bay. The public access guide lists CRMC designated ROWs that lead to Greenwich Bay. The inclusion of technical and physical descriptions, locus maps, aerial photographs, and GIS maps which pinpoint the locations of and directions to the ROWs, makes this the most comprehensive and “user-friendly” public access guide the CRMC has produced to date. The guide also identifies other public access sites along Greenwich Bay, including municipal rights-of-ways to the shore and publicly-owned open spaces. The guide is available at the CRMC’s office at no charge.

- 12) The CRMC serves on the Public Access Panel of the Governor’s Narragansett Bay and Watershed Planning Commission. Through its activities on the Panel the CRMC and the RI Salt Water Anglers Association (RISAA) partnered to establish an Adopt-An-Access program to coordinate the responsibilities of the CRMC, municipalities, and adopting entities such as RISAA toward maintaining and improving public access to the shore at CRMC designated rights-of-ways.

- 13) The CRMC has produced pamphlets and signs in seven languages (English, Spanish, Portuguese, Vietnamese, Hmong, Laotian, and Cambodian) which establish a code of conduct while using ROWs. The pamphlet discusses the public’s constitutional privileges to the shore, but it also strongly emphasizes the importance of respecting private property rights in the vicinity of ROWs. The pamphlet identifies littering, trespassing onto private property, and blocking private driveways with illegally parked cars, as primary problems to be avoided by users of ROWs. The CRMC installs the multi-language signs at its Adopt-An-Access sites.

- 14) The CRMC had a significant role in a RI Superior Court decision (C.A. No. 03-3985, filed August 4, 2004) which established that ROWs may be improved to allow for vehicular access and parking. The case arose when the Town of Barrington submitted an application to the CRMC which proposed to improve the Daunis ROW for parking. The application was the result of a cooperative effort between the CRMC, the Town of Barrington, and a salt water angler who had fished at the site as a young man, who now found his access to the ROW limited by a parking ban on the adjacent town road. The decision led directly to the improvement of the Daunis ROW to include two parking spaces.

15) The CRMC uniquely addressed public access to the shore in Narragansett Bay’s urban core when it promulgated the Urban Coastal Greenway regulations (UCG) under the Metro Bay SAMP. The UCG offers development projects the option to create an easement for public access to the shore as compensation for allowing a more compact vegetated coastal buffer zone than required by Section 150 (Coastal Buffer Zones) of the Red Book. The goal of the public access option is to create the Urban Coastal Greenway – a public access pathway along the shores of Cranston, Providence, Pawtucket, and East Providence – that includes vehicular parking and arterial public access from the street side of a coastal parcel to the shore. While the UCG clearly provides a significant public benefit, the allowance of a compact buffer zone increases the useable area of an urban coastal parcel; such parcels typically cannot meet the buffer zone requirements of Section 150 (which target more rural parts of the state) and remain economically viable. To date, the following projects have contributed to the establishment of the UCG by choosing the public access option:

Project	Municipality	UCG Easement
American Locomotive	Providence	Public path along the Woonasquatucket River, minimum of eight parking spaces, and public access signage.
Division Street Hotel	Pawtucket	Public path along the Seekonk River, minimum of eight parking spaces, and public access signage.
East Point Development Project	East Providence	Public path along the Seekonk River, public parking spaces and appropriate signage, perpendicular pathways with signage leading to the public path and, signage identifying rules for public use of the path.
Johnson and Wales University	Providence/Cranston	Public access path along Narragansett Bay, public parking spaces and a recreational public access ramp.

16) The CRMC has established an Adopt-An-Access Program (Program) to form partnerships between the CRMC, municipalities, and private groups or individuals to improve CRMC designated ROWs. The Program is implemented through a Memorandum of Understanding that

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establishes each partner's role toward providing public access to the shore at an adopted CRMC ROW. To date the following ROWs have been adopted under the Program:

CRMC ROW (Designation #)	Municipality	Adopting Entity
"Daunis"/Nyatt Road (P-2)	Barrington	RI Saltwater Anglers Assoc.
Constitution Street (S-4)	Bristol	Save Bristol Harbor
Union Street (S-5)	Bristol	Save Bristol Harbor
Walley Street (S-6)	Bristol	Save Bristol Harbor
Poppasquash Road (S-19)	Bristol	Save Bristol Harbor
Oliver Street (S-22)	Bristol	Save Bristol Harbor
Tuckerman Avenue (Y-1)	Middletown	Clean Ocean Access and the Milnes Family
Tuckerman Avenue (Y-11)	Middletown	RI Salt Water Anglers Assoc.
Ruggles Avenue (Z-4)	Newport	Clean Ocean Access

FUNDING

Funding remains a chronic problem for the rights-of-way program. Current federal and state appropriations specifically earmarked for this task were level-funded in response to state budget problems in past fiscal years. Original funding for the CRMC ROW program was designated at \$30,000. For the past 11 years the CRMC's ROW program has been funded at \$5,000.

The reduced monies must still cover legal, stenographer, hearing officer, travel, advertising, and staff costs. The CRMC has continued to discover and designate new ROWs, though at a lower annual rate than when the ROW Program originated. This is primarily due to the current funding constraints, which, as noted above, includes comprehensive legal research, and time-consuming public hearings (the purpose of which is to exhaust evidence), resulting in site designations that span reporting periods. The CRMC has had to reduce funding to the ROW program due to overall decreased program funding.

Therefore, it is likely that due to further decreases in state appropriations, and the resulting decreases in federal monies (a 1:1 match is required with federal funding), it may be necessary for the CRMC to come close to zero-funding its rights-of-way program next fiscal year. As state appropriations have become non-existent for this task, the CRMC is faced with using federal funding to cover operational costs, thereby losing such programs as the ROW designation process. Further, if one were to take into consideration the monetary cost of trying to purchase those CRMC designated public access areas at current market value, it would easily amount in the millions of dollars. Thus the state has reaped a high rate of return for monies expended on this program. By demonstrating how successful the CRMC's efforts vis-à-vis rights-of-way designations and its impact to the state's quality of life, the Council will continue to lobby for

additional state appropriations, especially those appropriations earmarked for public shoreline access.

FUTURE ACTIONS

Again, one of the prime objectives of the right-of-ways subcommittee for the next year is the acquisition of state funds to support these needs.

Additional state funding will also result in additional sites being reviewed, and therefore possibly being designated as public ROWs to the shore.

The subcommittee's task of designating public ROWs to the shore continues to be one of the CRMC's highest action items to ensure the public right-of-access to the coastal waters of Rhode Island.

Respectfully submitted by,

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on behalf of the Rights-of-Way Subcommittee:

Paul E. Lemont, Chair
W. Michael Sullivan, RIDEM, Vice Chair
Bruce Dawson
Robert G. Driscoll

TOWN-BY-TOWN ANALYSIS
OF THE COUNCIL'S ACTIONS REGARDING
SITE DESIGNATIONS AND PUBLIC RIGHTS-OF-WAY TO THE SHORE

The following represents a town-by-town analysis of the CRMC's actions regarding the review of various sites and their potential designations as public rights-of-way to the shore. This is the official listing of the Council's actions regarding its designation process for public rights-of-way.

Where applicable, the following terms mean:

Insufficient Evidence: The CRMC reviewed these sites and based on the evidence submitted into the record at the time of the hearing; found that insufficient evidence existed to designate these sites as public rights-of-way to the shore. However, further review may occur for these sites given new evidence.

Not Resolved: The CRMC previously investigated these sites and made no determination as to whether or not these sites are public rights-of-way to the shore. They are not currently being investigated by the CRMC, however further review may occur for these sites given additional evidence.

Under Review: Sites which are currently being considered by the subcommittee.

On Appeal: Decisions of the CRMC which are being challenged through the courts.

WESTERLY

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Avondale Road	A-14
Avondale Road (2)	Insufficient Evidence
Colonel Willie Cove	Insufficient Evidence
Wapan Road	Not Resolved
Meadow Lane	Not Resolved
Bluff Avenue	A-2*
Bluff Avenue (2)	Not Resolved
Niantic Avenue	Not Resolved
Manatuck Avenue	A-3*
Winnapaug Road	Not Resolved
Atlantic Avenue (1)	A-6
Atlantic Avenue (2)	A-7
Atlantic Avenue (3)	Insufficient Evidence (#12)
Atlantic Avenue (4)	A-8*
Atlantic Avenue (5)	A-9
Atlantic Avenue (6)	A-10*
Atlantic Avenue (7)	A-11
Atlantic Avenue (8)	A-12*
Atlantic Avenue (9)	A-13

Summary

Public	11
Insufficient Evidence	3
<u>Not Resolved</u>	<u>5</u>
Total	19

* On Appeal

CHARLESTOWN

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Breachway	B-1
East Beach Road	B-2
Ext. of Quonochontaug Pt.	Insufficient Evidence (Not Resolved)*
Meadow Lane	Insufficient Evidence
Powaget Avenue	Under Review

Summary

Public	2
Under Review	1
<u>Insufficient Evidence</u>	<u>2</u>
Total	5

SOUTH KINGSTOWN

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Matunuck Beach Road	Insufficient Evidence
11 Parcels off Salt Pond Road	Insufficient Evidence
Stalice Drive	D-1
Dawn Drive	D-2
Daybreak Drive	D-3
Shadberry Knoll	Insufficient Evidence
Ocean Avenue	D-4

Summary

Public	4
<u>Insufficient Evidence</u>	<u>3</u>
Total	7

*On Appeal

NARRAGANSETT

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Cedar Island Road	Insufficient Evidence
Sand Hill Cove - southerly side	Insufficient Evidence
Knowlesway Extension	C-1
Extension of Pilgrim Avenue	C-2
Calef Avenue	C-3
Bassrock Avenue	Insufficient Evidence
Hazard Avenue	Insufficient Evidence
Newton Avenue	Insufficient Evidence (Not Resolved)
Ocean Road ¹	Insufficient Evidence
Boston Neck Road	Insufficient Evidence
Joseph's Ramble	Insufficient Evidence
Black Point	C-5 *
Bass Rock Road	C-6
Conanicus Road	C-11
Conant Avenue Road End	C-7
Foddering Farm Road Extension	C-12
Hazard Avenue Road End	C-9
Newton Avenue Road End	C-13
Pettaquamscutt Avenue	C-10
South Ferry Road	C-8
Wandsworth Street Extension	C-14
Anawan Drive	Insufficient Evidence
North Cliff Drive Extension	Insufficient Evidence
Glenwood Avenue	Under Review
Succotash Road	Under Review
Mollusk Road	Under Review
Island Road	Under Review
Ocean Avenue	Under Review
East Shore Road #1	Under Review
East Shore Road #2	Under Review
East Shore Road #3	Under Review
<u>Summary</u>	
Public	13
Insufficient Evidence	10
<u>Under Review</u>	<u>8</u>
Total	31
	* On Appeal

NEW SHOREHAM (BLOCK ISLAND)

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Settlers Rock	E-1
Scotch Beach Road	E-2
Government property at Southeast Light	Not Resolved
Scup Rock property	E-3
Snake Hole Road	Not Resolved
Conneymus Road	E-4
Graces Cove Road	Not Resolved
Coast Guard Road	E-5
Andy's Way	E-6
West Beach Road	E-7

Summary

Public	7
<u>Not Resolved</u>	<u>3</u>
Total	10

1 The term "Ocean Road" replaced "Ocean Avenue" in the 2005-06 annual ROW report as a technical correction.

NORTH KINGSTOWN

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Cottrell Road	Not Resolved
Plum Beach Road	Insufficient Evidence
Clinton Drive (1)	Insufficient Evidence
Clinton Drive (2)	Insufficient Evidence
Buena Vista Drive	Insufficient Evidence
Buena Vista Drive (2)	Insufficient Evidence
Buena Vista Drive (3)	Insufficient Evidence
Buena Vista Drive (4)	Insufficient Evidence
Buena Vista Drive (5)	Insufficient Evidence
Elgin Avenue	Insufficient Evidence
Concord Avenue	Insufficient Evidence
Poplar Avenue	Insufficient Evidence

NORTH KINGSTOWN (Cont.)

Steamboat Avenue	Insufficient Evidence
Phillips Street	F-5
Loop Drive	F-6
Loop Drive (2)	F-7
Town Wharf	Designation number pending*
Allen Harbor Complex	Designation number pending*
Wilson Park	Designation number pending*
Duck Cove Road	Insufficient Evidence
Worsley Avenue	Under Review

Summary

Insufficient Evidence	13
Public	6
Not Resolved	1
<u>Under Review</u>	<u>1</u>
Total	24

*The Town Wharf, Allen Harbor Complex, and Wilson Park have all been officially designated as public rights-of-ways to the shore by the full Council. Designation numbers for each ROW will be included in a forthcoming report on the Council's decision.

JAMESTOWN

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Broad Street	G-1
Spirketing Street	G-2
Steamboat Street	G-3
Spindrift Street	G-4
Eldred Avenue	G-5
Mast Street	G-6
Hull Street	G-7
Capstan Street	G-12
Garboard Street	G-11
Fairview Street	Not Resolved
Middle Street	Not Resolved
Sunset Beach	Not Resolved
Park between lots 50 & 95	Not Resolved
Bonnet View Drive	Not Resolved
Clarkes Village Road	Not Resolved
Wickford Avenue	Not Resolved
Government Property, lot 226	Not Resolved
Beach Property/Former Road between Jamestown Boatyard and Fort Dumplings	Not Resolved
Gray Gull Lane	Not Resolved
Arnold Avenue at end of Bayberry Road	Not Resolved
Franklin Hollow Property	Not Resolved
Champlin Way	G-8
Bucaneer Way	G-9
High Street	Designation number pending*
Decatur Avenue	G-13
Hull Cove	Under Review/Not Resolved
Carr Lane	G-10

Summary

Public	14
Not Resolved	13
<u>Under Review</u>	<u>1</u>
Total	28

*High Street has been officially designated as a public right-of-way to the shore by the full Council. A designation number for the High Street ROW will be included in a forthcoming report on the Council's decision.

EAST GREENWICH

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
London Street	H-1
Rocky Hollow Road	H-2
Long Street	H-3
King Street	H-4
Bridge Street	H-5
Division Street	H-6
Queen Street	Under Review/Not Resolved

Summary

Public	6
<u>Under Review</u>	<u>1</u>
Total	7

WARWICK

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Bradford Avenue	J-1
Elkins Avenue	J-2
Charlotte Drive (north side) #1	J-3
Charlotte Drive (north side) #2	J-4
Charlotte Drive (north side) #3	J-5
Charlotte Drive #4	J-6
Beachwood Drive (east side) #1	J-7
Beachwood Drive (east side) #2	J-8
Intersection of Grand View Drive and Midget Avenue	Insufficient Evidence
Sylvia Drive	J-9
Sheffield Street	J-10
Logan Street	Insufficient Evidence
Reynolds Avenue	J-11
North Shore Street	J-12
Waterfront Drive	J-13
Cooney Street	J-14
Progress Street	J-15
Broadview Avenue	Insufficient Evidence
Burnett Road (east side) #1	J-16
Burnett Road (east side) #2	J-17
Burnett Road (east side) #3	J-18
Shawomet Avenue (north side)	J-19
Shawomet Avenue (south side)	J-20
Bellman Avenue	J-21
Gaspee Point Drive	J-22 (Abandoned)(Relocated)
Butler Court	J-23
Peck Lane (north side) #1	Insufficient Evidence
Peck Lane (north side) #2	Insufficient Evidence
Nausauket Road	J-24
Ives Road	J-25
Tiffany Avenue/Progress Street	J-26
Capron Farm Drive	J-27*
Narragansett Bay Avenue	J-28

WARWICK (con't)

Off Shawomet Avenue	J-29
Off Ship Street (Ship Court)	J-30
Suburban Parkway - Formerly Delaware Avenue	J-31
Peck Lane - Pawtuxet Village	J-32
Off Cooney Street/Extension of Lilac Street	J-33
Rock Avenue/Bromle Avenue	J-34
Off Reynolds Avenue	J-35
Priscilla Avenue	J-36
Masthead Drive - Old Courtland Lane	J-37
Ogden Avenue off Burnett Road	J-38
Aldrich Avenue	Insufficient Evidence
Wampanoag Road	Under Review
Sea View Avenue (1)	Insufficient Evidence
Sea View Avenue (2)	Insufficient Evidence
Powhatten Street (1)	Insufficient Evidence
Powhatten Street (2)	Insufficient Evidence
Millard Avenue	Insufficient Evidence
Midgley Avenue	Insufficient Evidence
Alger Avenue & John Wickes Avenue	Designation number pending**
Capen Street	Insufficient Evidence
Bradford Avenue	Designation number pending**

Summary

Public	40
Insufficient Evidence	13
Under Review	1
<u>Abandoned (relocated)</u>	<u>1</u>
Total	55

* On Appeal

** Alger Avenue & John Wickes Avenue, Bradford Avenue, and Overlook Drive have been officially designated as public rights-of-way to the shore by the full Council. Designation numbers for these three ROWs will be included in a forthcoming report on the Council's decisions.

CRANSTON

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Aborn Street (south side)	K-1
Aborn Street (westerly side)	K-2
Off Fort Avenue	Insufficient Evidence
Off Seaview Avenue	Insufficient Evidence
Seaview Avenue (west side)	K-3
Seaview Avenue (east side)	Insufficient Evidence

Summary

Public	3
<u>Insufficient Evidence</u>	<u>3</u>
Total	6

PROVIDENCE

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Irving Avenue	L-1
Butler Avenue	L-2
East Transit Street	Designation number pending*
<u>Summary</u>	
<u>Public</u>	<u>3</u>
Total	3

PAWTUCKET

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Bishop Street	M-1
<u>Summary</u>	
<u>Public</u>	<u>1</u>
Total	1

EAST PROVIDENCE

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Third Beachway	N-4
Fourth Beachway	N-5
Fifth Beachway	N-6
Narragansett Beachway	N-1
First Beachway	N-2
Second Beachway	N-3
Sixth Beachway	N-7
Seventh Beachway	N-8
Eighth Beachway	N-9
Ninth Beachway	N-10
Tenth Beachway	N-11
Eleventh Beachway	N-12
Riverside Drive	N-13
<u>Summary</u>	
<u>Public</u>	<u>13</u>
Total	13

*East Transit Street has been officially designated as a public right-of-way to the shore by the full Council. A designation number for the East Transit Street ROW will be included in a forthcoming report on the Council's decision.

BARRINGTON

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Teed Avenue	Insufficient Evidence
Shore Road	P-1
Hampden Street	Insufficient Evidence
Daunis R-O-W	P-2
“Fish Ditch”	Insufficient Evidence
<u>Summary</u>	
Public	2
<u>Insufficient Evidence</u>	<u>3</u>
Total	5

WARREN

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Maple Street	R-1
Barker Avenue	Insufficient Evidence
River View Street	Not Resolved
Parker Avenue	R-2
Patterson Avenue	R-3
Read Avenue	Not Resolved
Harris Avenue	R-4
Shore Drive (1)	Insufficient Evidence
Shore Drive (2)	Insufficient Evidence
Shore Drive (3)	R-6
Shore Drive (4)	Insufficient Evidence
Shore Drive (5)	R-7
Shore Drive (6)	R-8
Shore Drive (7)	R-9
Road to Town Landing	R-10
Emery Road (1)	Insufficient Evidence
Emery Road (2)	Not Resolved
Brownell Street	Insufficient Evidence
Cedar Street	Insufficient Evidence
Bay View Street	Insufficient Evidence
<u>Summary</u>	
Public	9
Insufficient Evidence	8
<u>Not Resolved</u>	<u>3</u>
Total	20

BRISTOL

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Beach Road	S-1
Gibson Road	S-2
Fales Road	S-3
Constitution Street	S-4
Union Street	S-5
Walley Street	S-6
Low Lane	S-18
North Street	S-7
Butterworth Avenue	S-8
Azalea Drive	S-9
Fatima Drive	S-10
San Miquel Drive	S-11
Sherman Avenue	S-12
Smith Avenue	S-13
Kickemuit Avenue	S-14
Narrows Road	S-15
Sunrise Drive	S-16
Anawamscott Drive	S-17
Poppasquash Road (beach lot)	S-19
Burton Street	S-23
State Street	S-20
Franklin Street	S-21
Oliver Street	S-22
Bradford Street	Insufficient Evidence
Church Street	Not Resolved
Bayview (Clipper Way)	S-25
Narrows Peninsula	S-26
Platt Street	S-27
Aaron Avenue	S-29
Peck Avenue	S-24
King Philip	S-28

Summary

Public	29
Insufficient Evidence	1
<u>Not Resolved</u>	<u>1</u>
Total	31

TIVERTON

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Hooper Street	Insufficient Evidence
State Avenue	T-2
Carey Lane	T-1
Riverside Drive	Insufficient Evidence
Ext. of North Court	Insufficient Evidence
Winnisimmet Drive	Insufficient Evidence
Seapowet Road	Insufficient Evidence
Seapowet Avenue	Insufficient Evidence
Nannaquaket Bridge	T-3
Fogland Road	T-4
Land south of Sakonnet Bridge	T-5
Two Rod Way	T-6
South of Stone Bridge	T-7

Summary

Public	7
<u>Insufficient Evidence</u>	<u>6</u>
Total	13

PORTSMOUTH

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Mt. View Road	V-1
Anthony Road	V-2
Narragansett Road	V-3
Cedar Avenue	V-4
Point Street	V-5
Green Street	V-6
Seaconnet Blvd. (northeasterly corner of land of Wm. Herbert)	V-7
Seaconnet Blvd.	V-8*
Seaconnet Blvd. (northeasterly corner of land of Don Ibbotson)	V-9
Seaconnet Blvd. (northeasterly corner of land of Virginia Arruda)	V-10
Ruth Avenue	V-11
Fountain Street	V-12
Aquidneck Avenue	V-13
Atlantic Avenue (easterly end of East Corys land)	V-14
Atlantic Avenue (easterly end of Tallman Avenue)	V-15
Child Street	V-16
Morningside Lane	V-17
Bristol Ferry Town Common	Under Review
Cove Bridge	Under Review
Common Fence Point Marina - North	Under Review
Common Fence Point Marina - South	Under Review
Black Point Farm	Under Review
Willow Lane	Under Review
Sunset Lane	Under Review
Old Stone Bridge (by Teddy's Beach)	Under Review
Porter's Lane	Under Review
Public Boat Ramp - Tax Map 6	Under Review
East Power Street	Under Review

Summary

Public 17

Under Review 11

Total 28

* On Appeal

LITTLE COMPTON

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Almy Creek	Insufficient Evidence
Continuation of Taylor's Lane	W-1
Town Way Road	W-2
Sakonnet Harbor - Boat ramp	W-3

Summary

Insufficient Evidence	1
Public	3
Total	4

MIDDLETOWN

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Tuckerman Avenue, btwn Lots 104/105	Y-1
Tuckerman Terrace	Insufficient Evidence
Shore Drive	Y-3
Third Beach Road	Y-4
Southeast end of Esplanade & Shore Drive	Y-5
Taggerts Ferry Road	Y-6
Kingfisher Avenue	Y-7
Northwest end of Esplanade	Y-8*
Western end of Purgatory Road	Y-9
Shore Drive, opp Lot 107	Y-10*
Tuckerman Ave, opp Wolcott Avenue	Y-11*

Summary

Public	10
Insufficient Evidence	1
Total	11

* On Appeal

NEWPORT

<u>Street Designation</u>	<u>R-O-W Designation No.</u>
Webster Street	Z-1
Narragansett Avenue	Z-2
Ledge Road	Z-3
Ruggles Avenue	Z-4
Seaview Avenue	Z-5
Shepard Avenue	Not Resolved
Bellevue Avenue	Insufficient Evidence
Ocean Drive	Insufficient Evidence
Cypress Street	Z-6
VanZandt Street	Z-7
Battery Street	Z-8
Pine Street	Z-9
Cherry Street	Z-10
Chestnut Street	Z-11
Walnut Street	Z-12
Willow Street	Z-13
Poplar Street	Z-14
Elm Street	Z-15
Goat Island Connector (28-B)	Z-16
Goat Island Connector (28-A)	Z-17
Brown & Howard Wharf	Z-18
Lee's Wharf	Z-19
Howard's Wharf	Z-20
Sisson's Wharf	Z-21*
Waites Wharf	Z-22*
Spring Wharf	Z-23
Cottrell's Wharf	Insufficient Evidence
Hammetts Wharf	Insufficient Evidence
N. Commercial Wharf	Not Resolved
S. Commercial Wharf	Not Resolved
Scotts Wharf	Not Resolved
Perry Mill Wharf	Not Resolved
Ann Street Pier	Not Resolved
Long Wharf	Not Resolved

Summary

Public	23
Insufficient Evidence	4
<u>Not Resolved</u>	<u>7</u>
Total	34

* On Appeal

CRMC Progress Report on Right-of-Ways to the Tidal Areas of the State

RICRMC: SUMMARY OF DESIGNATED PUBLIC RIGHT-OF-WAYS (as of June 30, 2008)

Community	Sites Investigated	Row's Designated	Insufficient Evidence	Sites Not Resolved	Sites Under Review	On Appeal	Row Abandoned
A Westerly	19	11	3	5		5	0
B Charlestown	5	2	2	0	1	1	0
C Narragansett	31	13	10	0	8	1	0
D South Kingstown	17	4	13	0		0	0
E New Shoreham	10	7	0	3		0	0
F North Kingstown	24	6	13	1	1	0	0
G Jamestown	28	14	0	13	1	0	0
H East Greenwich	7	6	0	0	1	0	0
J Warwick	55	40	13	0	1	0	1 (relocated)
K Cranston	6	3	3	0		0	0
L Providence	3	3	0	0		0	0
M Pawtucket	1	1	0	0		0	0
N East Providence	13	13	0	0		0	0
P Barrington	5	2	3	0		0	0
R Warren	20	9	8	3		2	0
S Bristol	31	29	1	1		0	0
T Tiverton	13	7	6	0		0	0
V Portsmouth	28	17	0	0	11	1	0
W Little Compton	4	3	1	0		0	0
Y Middletown	11	10	1	0		4	0
Z Newport	34	23	4	7		1	0
TOTALS	365	223	81	33	24	15	1