

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



**PROGRESS REPORT FOR**

**July 2011 through June 2012**

**Submitted by**

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

**As Amended JUNE 2012**

**CRMC Progress Report on Public Rights-of-Way Designations  
July 2011 through June 2012**

**SUMMARY**

During the report period of July 2011 through June 2012, and in accordance with its legislative mandate at GLRI 46-23-17, the Coastal Resources Management Council (CRMC) has continued to address the discovery and designation of 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 2011 through June 2012 include the continued tracking of legal cases that have resulted from its activities, and actions regarding the proposed construction of a public boat launching ramp and parking facility at a CRMC ROW

While no new ROWs were designated during this report period, at several regularly scheduled meetings, the Subcommittee was advised by Legal Counsel on the status and proceedings of four significant issues: 1) ongoing litigation regarding a liquor licensee's use of a portion of the CRMC ROW at Howard's Wharf in the City of Newport; 2) ongoing litigation regarding a challenge to the validity of the CRMC ROW at Clipper Way in the Town of Bristol; and, 3) an ongoing investigation with the Rhode Island Attorney General's office regarding potential ROWs and public beach access in the Town of Westerly.

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. Please note that the potential ROWs listed in this report are compiled in an appendix. They are subject to legal review by CRMC counsel should new information be discovered that might change their current status. Any changes in the status of these potential ROWs will be reflected in the next CRMC annual ROW report

|   |     |
|---|-----|
| Total Number of Potential ROWs Reviewed:          | 351 |
| Sites Designated as Public ROWs:                  | 221 |
| Sites with Insufficient Evidence for Designation: | 71  |
| Sites that are Not Resolved:                      | 34  |
| Sites Under Review:                               | 25  |
| Sites that are On Appeal:                         | 2*  |

*(see page 9 for a comprehensive discussion of the above terms)*

*\*Sites that are on Appeal are not included in the Total Number of Potential ROWs Reviewed*



## GOAL

The goal of the CRMC is to designate at least one (1) public right-of-way for each mile of shoreline. With 221 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) Eight (8) ROW Subcommittee meetings were scheduled during the report period, July 1, 2011 - June 30, 2012, and four meetings were held to discuss various public access issues. The minutes for these meetings are available via the Rhode Island Secretary of State website: [http://sos.ri.gov/openmeetings//index.php?page=view\\_entity&id=5219](http://sos.ri.gov/openmeetings//index.php?page=view_entity&id=5219).
- 2) 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. Two examples that occurred during the report period for this ROW Annual Report illustrate the utility of this approach. A CRMC consistency review of the Town of North Kingstown draft HMP led to a ROW Subcommittee investigation of three potential ROWs during the preceding report period; these potential ROWs are currently being considered for designation by the full Council. A similar outcome occurred as a result of a CRMC consistency review of the Town of Bristol HMP, where an ongoing ROW Subcommittee investigation of one potential ROW at Ferry Road may lead to its designation by the full Council. In addition, this site is being considered for "Adopt-An-Access" status by Roger Williams University. CRMC staff has met with RWU representatives to discuss this possibility and future discussions are anticipated should Ferry Road be designated as a ROW.
- 3) 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 cumulative list includes various types of public access created under "Section 335" such as boardwalks, parking facilities, shoreline access paths, and others:

(Please see table on following page)

| <b>Project with Section 335 Stipulated Public Access Plan</b> | <b>City/Town</b> |
|---|------------------|
| Stone Harbour Condominiums                                    | Bristol          |
| Thames Street Landing   | Bristol          |
| Weetamoe Farms  | Bristol          |
| Wharf Tavern  | Bristol          |
| Town of East Greenwich  | East Greenwich   |
| 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 RIDEM property )                          | Providence       |
| Matunuck Beach Trailer Association                            | South Kingstown  |
| Village at Mt. Hope Bay (Starwood)                            | Tiverton         |
| Sakonnet River Bridge (RIDOT)                                 | Tiverton         |
| City of Warwick   | Warwick          |
| Dickerson's Marina  | Warwick          |
| Greenwich Bay Marina  | Warwick          |
| Harbor Light Marina   | Warwick          |



4) The CRMC has established an Adopt-An-Access 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 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.              |
| Gibson Road (S-2)          | Bristol      | Bristol H'lands Improv. Ass'n.           |
| 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.             |
| Bass Rock Road (C-6)       | Narragansett | Coastal Society – URI Chapter            |
| Conant Avenue (C-7)        | Narragansett | Narragansett Surfcasters                 |
| Knowlesway Extension (C-1) | Narragansett | Narragansett Conservation Commission     |
| Ruggles Avenue (Z-4)       | Newport      | Clean Ocean Access                       |

Although the following did not occur during the current report period, it is included here due to its significance regarding parking at CRMC ROWs, the general lack of which is a significant detriment to their use by the public at large. 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. Although there have been occasional subsequent challenges to the public use of this ROW, the commitment of the Rhode Island Saltwater Angler's Association as the adopting entity at this ROW has played a significant role in keeping this ROW available for public use and enjoyment.

5) 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.   |

- 6) The CRMC's commitment to create new shoreline public access opportunities at the former Rocky Point amusement park was rewarded when a new public park, including coastal hiking trails, was officially opened on June 24, 2011. Leading up to this event, the CRMC had worked closely with the National Oceanic and Atmospheric Administration to procure a \$2.2 million Coastal and Estuarine Land Conservation grant, which with additional state and municipal funds was used to purchase the site. In addition to assisting in the funding process, the CRMC worked with the City to develop permits to allow the demolition of derelict structures on the property to create the new open space needed to develop the park and shoreline public access paths
- 7) 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 and the pamphlets are available at no charge in hard copy at the CRMC office in Wakefield.

- 8) 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 office in Wakefield at no charge and via the CRMC website at: [http://www.crmc.ri.gov/publicaccess/gb\\_row\\_guide.pdf](http://www.crmc.ri.gov/publicaccess/gb_row_guide.pdf)
- 9) The CRMC continues to distribute its *Rights-of-Way Designation Process Fact Sheet* which describes the legal process for designating ROWs, and it’s *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 via the CRMC website at: <http://www.crmc.state.ri.us/publicaccess.html>
- 10) The CRMC continues to complete and update this annual rights-of-way report which is available to the public at no charge at the CRMC office in Wakefield. 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. This report is also available via the CRMC website at: <http://www.crmc.ri.gov/publicaccess.html>
- 11) 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 in hard copy format at the CRMC office in Wakefield. It is also available via the CRMC website at: [http://www.crmc.ri.gov/publicaccess/ri\\_access\\_guide.pdf](http://www.crmc.ri.gov/publicaccess/ri_access_guide.pdf)
- 12) The CRMC continues its cooperative efforts with the municipalities to promote the continual process of discovery and designation of new ROWs. 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.
- 13) 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.

- 14) The CRMC continues to foster outreach and education opportunities to inform the public on the various methods by which the CRMC provides and improves public access to the shore in the state. To this end, the CRMC contributed an article to the Narragansett Bay Journal *"The CRMC and Public Access to the Shore in Rhode Island"* which explains the ROW discovery and designation process, public access plans as required under Section 335 *"Protection and Enhancement of Public Access to the Shore"*, and the creation of an Urban Coastal Greenway in Rhode Island's urban core through the Metro Bay Special Area Management Plan.
- 15) In a matter related to some CRMC designated ROWs in the Town of Westerly, the Rhode Island Attorney General's office has filed an action in Superior Court alleging that a portion of Misquamicut Beach eastward of the Town Beach in Westerly was dedicated to the public by a recorded 1909 plat. This action seeks to enjoin some beachfront property owners from interfering with the public's right to use this area. There are several CRMC designated ROWs located along Atlantic Avenue that provide access to this beach area.

## 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 15 years the CRMC's ROW program has been funded at \$5,000.

The reduced monies must still cover legal, stenographer, 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 attempt to foster partnerships that will allow ROW designations to go forward in spite of funding constraints

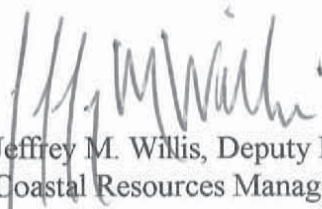
## FUTURE ACTIONS

One of the prime objectives of the right-of-ways subcommittee is to continue to seek opportunities to foster partnerships that further the ROW discovery and designation.

Additional state funding will be sought, which will 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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Coastal Resources Management Council

on behalf of the Rights-of-Way Subcommittee:

Paul E. Lemont, Chair  
Guillaume de Ramel, Vice Chair  
Janet Coit, DEM Director



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**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Bluff Avenue                     | A-2                                 |
| Manatuck Avenue                  | A-3                                 |
| Atlantic Avenue (1)              | A-6                                 |
| Atlantic Avenue (2)              | A-7                                 |
| 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                                |
| Avondale Road                    | A-14                                |
| <b>TOTAL DESIGNATED ROWs: 11</b> |                                     |

**CHARLESTOWN**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Breachway                        | B-1                                 |
| East Beach Road                  | B-2                                 |
| <b>TOTAL DESIGNATED ROWs: 2</b>  |                                     |

**SOUTH KINGSTOWN**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Statice Drive                    | D-1                                 |
| Dawn Drive                       | D-2                                 |
| Daybreak Drive                   | D-3                                 |
| Ocean Avenue                     | D-4                                 |
| <b>TOTAL DESIGNATED ROWs: 4</b>  |                                     |

**NARRAGANSETT**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Knowlesway Extension             | C-1                                 |
| Extension of Pilgrim Avenue      | C-2                                 |
| Calef Avenue                     | C-3                                 |
| Black Point                      | C-5                                 |
| Bass Rock Road                   | C-6                                 |
| Conant Avenue Road End           | C-7                                 |
| South Ferry Road                 | C-8                                 |
| Hazard Avenue Road End           | C-9                                 |



|                                  |      |
|----------------------------------|------|
| Pettaquamscutt Avenue            | C-10 |
| Conanicus Road                   | C-11 |
| Foddering Farm Road Extension    | C-12 |
| Newton Avenue Road End           | C-13 |
| Wandsworth Street Extension      | C-14 |
| <b>TOTAL DESIGNATED ROWs: 13</b> |      |

**NEW SHOREHAM (BLOCK ISLAND)**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Settlers Rock                    | E-1                                 |
| Scotch Beach Road                | E-2                                 |
| Scup Rock property               | E-3                                 |
| Conneymus Road                   | E-4                                 |
| Coast Guard Road                 | E-5                                 |
| Andy's Way                       | E-6                                 |
| West Beach Road                  | E-7                                 |
| <b>TOTAL DESIGNATED ROWs: 7</b>  |                                     |

**NORTH KINGSTOWN**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Phillips Street                  | F-5                                 |
| Loop Drive                       | F-6                                 |
| Loop Drive (2)                   | F-7                                 |
| <b>TOTAL DESIGNATED ROWs: 3</b>  |                                     |

**JAMESTOWN**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| 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                                 |
| Champlin Way                     | G-8                                 |
| Bucaneer Way                     | G-9                                 |
| Carr Lane                        | G-10                                |
| Garboard Street                  | G-11                                |
| Capstan Street                   | G-12                                |
| Decatur Avenue                   | G-13                                |
| High Street                      | G-14*                               |

**TOTAL DESIGNATED ROWs: 14**

**\* On Appeal**

**EAST GREENWICH**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| 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                                 |
| <b>TOTAL DESIGNATED ROWs: 6</b>  |                                     |

**WARWICK**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| 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                                 |
| Sylvia Drive                     | J-9                                 |
| Sheffield Street                 | J-10                                |
| Reynolds Avenue                  | J-11                                |
| North Shore Street               | J-12                                |
| Waterfront Drive                 | J-13                                |
| Cooney Street                    | J-14                                |
| Progress Street                  | J-15                                |
| 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 and Relocated)      |
| Butler Court                     | J-23                                |
| Nausauket Road                   | J-24                                |
| Ives Road                        | J-25                                |
| Tiffany Avenue/Progress Street   | J-26                                |
| Capron Farm Drive                | J-27*                               |



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

|   |      |
|---|------|
| Narragansett Bay Avenue                     | J-28 |
| 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 |
| Alger Avenue & John Wickes Avenue           | J-39 |
| Bradford Avenue                             | J-40 |
| Overlook Drive                              | J-41 |

**TOTAL DESIGNATED ROWs: 41**

**\* On Appeal**

### CRANSTON

| <u>Street Designation</u>       | <u>R-O-W Designation No.</u> |
|---------------------------------|------------------------------|
| Aborn Street (south side)       | K-1                          |
| Aborn Street (westerly side)    | K-2                          |
| Seaview Avenue (west side)      | K-3                          |
| <b>TOTAL DESIGNATED ROWs: 3</b> |                              |

### PROVIDENCE

| <u>Street Designation</u>       | <u>R-O-W Designation No.</u> |
|---------------------------------|------------------------------|
| Irving Avenue                   | L-1                          |
| Butler Avenue                   | L-2                          |
| East Transit Street             | L-3                          |
| <b>TOTAL DESIGNATED ROWs: 3</b> |                              |

### PAWTUCKET

| <u>Street Designation</u>       | <u>R-O-W Designation No.</u> |
|---------------------------------|------------------------------|
| Bishop Street                   | M-1                          |
| <b>TOTAL DESIGNATED ROWs: 1</b> |                              |

### EAST PROVIDENCE

| <u>Street Designation</u> | <u>R-O-W Designation No.</u> |
|---------------------------|------------------------------|
| Narragansett Beachway     | N-1                          |
| First Beachway            | N-2                          |
| Second Beachway           | N-3                          |
| Third Beachway            | N-4                          |

|                   |      |
|-------------------|------|
| Fourth Beachway   | N-5  |
| Fifth Beachway    | N-6  |
| 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 |

**TOTAL DESIGNATED ROWs: 13**

**BARRINGTON**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Shore Road                       | P-1                                 |
| Daunis R-O-W                     | P-2                                 |

**TOTAL DESIGNATED ROWs: 2**

**WARREN**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Maple Street                     | R-1                                 |
| Parker Avenue                    | R-2                                 |
| Patterson Avenue                 | R-3                                 |
| Harris Avenue                    | R-4                                 |
| Shore Drive (3)                  | R-6                                 |
| Shore Drive (5)                  | R-7                                 |
| Shore Drive (6)                  | R-8                                 |
| Shore Drive (7)                  | R-9                                 |
| Road to Town Landing             | R-10                                |

**TOTAL DESIGNATED ROWs: 9**

**BRISTOL**

| <b><u>Street Designation</u></b> | <b><u>R-O-W Designation No.</u></b> |
|----------------------------------|-------------------------------------|
| Beach Road                       | S-1                                 |
| Gibson Road                      | S-2                                 |
| Fales Road                       | S-3                                 |
| Constitution Street              | S-4                                 |
| Union Street                     | S-5                                 |
| Walley Street                    | S-6                                 |
| North Street                     | S-7                                 |
| Butterworth Avenue               | S-8                                 |



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

|                              |      |
|------------------------------|------|
| 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 |
| Low Lane                     | S-18 |
| Poppasquash Road (beach lot) | S-19 |
| State Street                 | S-20 |
| Franklin Street              | S-21 |
| Oliver Street                | S-22 |
| Burton Street                | S-23 |
| Peck Avenue                  | S-24 |
| Bayview (Clipper Way)        | S-25 |
| Narrows Peninsula            | S-26 |
| Platt Street                 | S-27 |
| Aaron Avenue                 | S-29 |
| King Philip                  | S-28 |

**TOTAL DESIGNATED ROWs: 29**

## TIVERTON

| <u>Street Designation</u>     | <u>R-O-W Designation No.</u> |
|-------------------------------|------------------------------|
| Carey Lane                    | T-1                          |
| State Avenue                  | T-2                          |
| 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                          |

**TOTAL DESIGNATED ROWs: 7**

## 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                          |

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

|   |      |
|---|------|
| Green Street  | V-6  |
| Seaconnet Blvd. (n'east corner of Wm. Herbert's land)     | V-7  |
| Seaconnet Blvd.   | V-8  |
| Seaconnet Blvd. (n'east corner of Don Ibbotson's land)    | V-9  |
| Seaconnet Blvd. (n'east corner of Virginia Arruda's land) | V-10 |
| Ruth Avenue   | V-11 |
| Fountain Street   | V-12 |
| Aquidneck Avenue  | V-13 |
| Atlantic Avenue (easterly end of East Cory's land)        | V-14 |
| Atlantic Avenue (easterly end of Tallman Avenue)          | V-15 |
| Child Street  | V-16 |
| Morningside Lane  | V-17 |
| <b>TOTAL DESIGNATED ROWs: 17</b>                          |      |

### LITTLE COMPTON

| <u>Street Designation</u>       | <u>R-O-W Designation No.</u> |
|---------------------------------|------------------------------|
| Continuation of Taylor's Lane   | W-1                          |
| Town Way Road                   | W-2                          |
| Sakonnet Harbor - Boat ramp     | W-3                          |
| <b>TOTAL DESIGNATED ROWs: 3</b> |                              |

### MIDDLETOWN

| <u>Street Designation</u>                | <u>R-O-W Designation No.</u> |
|--|------------------------------|
| Tuckerman Avenue, btwn Lots 104/105      | Y-1                          |
| 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                         |
| <b>TOTAL DESIGNATED ROWs: 10</b>         |                              |

### 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                          |



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

|                                  |      |
|----------------------------------|------|
| Seaview Avenue                   | Z-5  |
| 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 |
| <b>TOTAL DESIGNATED ROWs: 23</b> |      |

SUMMARY OF DESIGNATED AND POTENTIAL PUBLIC RIGHT-OF-WAYS (as of June 30, 2012)

| Community         | Sites Investigated | Row's Designated | Insufficient Evidence | Sites Not Resolved | Sites Under Review | On Appeal | Row Abandoned |
|-------------------|--------------------|------------------|-----------------------|--------------------|--------------------|-----------|---------------|
| A Westerly        | 19                 | 11               | 3                     | 5                  | 0                  | 0         | 0             |
| B Charlestown     | 5                  | 2                | 2                     | 0                  | 1                  | 0         | 0             |
| C Narragansett    | 31                 | 13               | 10                    | 0                  | 8                  | 0         | 0             |
| D South Kingstown | 7                  | 4                | 3                     | 0                  | 0                  | 0         | 0             |
| E New Shoreham    | 10                 | 7                | 0                     | 3                  | 0                  | 0         | 0             |
| F North Kingstown | 21                 | 3                | 13                    | 1                  | 4                  | 0         | 0             |
| G Jamestown       | 27                 | 14               | 0                     | 13                 | 0                  | 1         | 0             |
| H East Greenwich  | 7                  | 6                | 0                     | 1                  | 0                  | 0         | 0             |
| J Warwick         | 55                 | 41               | 13                    | 0                  | 1                  | 1         | 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                  |                    |           | 0             |
| S Bristol         | 31                 | 29               | 1                     | 1                  |                    | 0         | 0             |
| T Tiverton        | 13                 | 7                | 6                     | 0                  |                    | 0         | 0             |
| V Portsmouth      | 28                 | 17               | 0                     | 0                  | 11                 | 0         | 0             |
| W Little Compton  | 4                  | 3                | 1                     | 0                  |                    | 0         | 0             |
| Y Middletown      | 11                 | 10               | 1                     | 0                  |                    | 0         | 0             |
| Z Newport         | 34                 | 23               | 4                     | 7                  |                    |           | 0             |
| <b>TOTALS</b>     | <b>351</b>         | <b>221</b>       | <b>71</b>             | <b>34</b>          | <b>25</b>          | <b>2</b>  | <b>1</b>      |



## **APPENDIX**

The following list shows potential ROWs that were investigated by the CRMC ROW subcommittee during previous report periods, but were not subsequently designated by the full Council as ROWs. Any changes in the status of these potential ROWs will be reflected in subsequent CRMC annual ROW reports.

**WESTERLY**

|                     |                             |
|---------------------|-----------------------------|
| Avondale Road (2)   | Insufficient Evidence       |
| Colonel Willie Cove | Insufficient Evidence       |
| Atlantic Avenue (3) | Insufficient Evidence (#12) |
| Bluff Avenue (2)    | Not Resolved                |
| Niantic Avenue      | Not Resolved                |
| Winnapaug Road      | Not Resolved                |
| Wapan Road          | Not Resolved                |
| Meadow Lane         | Not Resolved                |

**TOTALS**

**Insufficient Evidence: 3**

**Not Resolved: 5**

**CHARLESTOWN**

|                           |                       |
|---------------------------|-----------------------|
| Ext. of Quonochontaug Pt. | Insufficient Evidence |
| Meadow Lane               | Insufficient Evidence |
| Powaget Avenue            | Under Review          |

**TOTALS**

**Insufficient Evidence: 2**

**Under Review: 1**

**SOUTH KINGSTOWN**

|                               |                       |
|-------------------------------|-----------------------|
| Shadberry Knoll               | Insufficient Evidence |
| Matunuck Beach Road           | Insufficient Evidence |
| 11 Parcels off Salt Pond Road | Insufficient Evidence |

**TOTALS**

**Insufficient Evidence: 3**

**NARRAGANSETT**

|                                 |                       |
|---------------------------------|-----------------------|
| Bassrock Avenue                 | Insufficient Evidence |
| Hazard Avenue                   | Insufficient Evidence |
| Newton Avenue                   | Insufficient Evidence |
| Cedar Island Road               | Insufficient Evidence |
| Sand Hill Cove - southerly side | Insufficient Evidence |
| Ocean Road <sup>1</sup>         | Insufficient Evidence |
| Boston Neck Road                | Insufficient Evidence |
| Joseph's Ramble                 | Insufficient Evidence |
| Anawan Drive                    | Insufficient Evidence |
| North Cliff Drive Extension     | Insufficient Evidence |
| Glenwood Avenue                 | Under Review          |
| Succotash Road                  | Under Review          |

<sup>1</sup> "Ocean Road" replaced "Ocean Avenue" in the 2005-06 annual ROW report as a technical correction.



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

|                    |              |
|--------------------|--------------|
| 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 |

### **TOTALS**

**Insufficient Evidence: 10**

**Under Review: 8**

### **NEW SHOREHAM**

|  |              |
|--|--------------|
| Graces Cove Road                       | Not Resolved |
| Snake Hole Road                        | Not Resolved |
| Gov't Property at Southeast Lighthouse | Not Resolved |

### **TOTALS**

**Not Resolved: 3**

### **NORTH KINGSTOWN**

|                       |                           |
|-----------------------|---------------------------|
| Duck Cove Road        | Insufficient Evidence     |
| 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     |
| Steamboat Avenue      | Insufficient Evidence     |
| Cottrell Road         | Not Resolved              |
| Town Wharf            | Under Review <sup>2</sup> |
| Allen Harbor Complex  | Under Review              |
| Wilson Park           | Under Review              |
| Worsley Avenue        | Under Review              |

### **TOTALS**

**Insufficient Evidence: 13**

**Not Resolved: 1 / Under Review: 4**

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*<sup>2</sup> It is planned to submit Town Wharf, Allen Harbor Complex, and Wilson Park to the ROW Subcommittee during 2013 for a recommendation, and if necessary to the full Council for a decision. Designation numbers shall be subsequently assigned to those potential ROWs, if any, that are designated as ROWs by the full Council.*

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

### **JAMESTOWN**

|   |              |
|---|--------------|
| 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<br>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 |
| Hull Cove   | Not Resolved |

### **TOTALS**

**Not Resolved: 13**

### **EAST GREENWICH**

|              |              |
|--------------|--------------|
| Queen Street | Not Resolved |
|--------------|--------------|

### **TOTAL**

**Under Review: 1**

### **WARWICK**

|  |                       |
|--|-----------------------|
| Broadview Avenue                               | Insufficient Evidence |
| Logan Street                                   | Insufficient Evidence |
| Intersection of Grand View Dr. and Midget Ave. | Insufficient Evidence |
| Peck Lane (north side) #1                      | Insufficient Evidence |
| Peck Lane (north side) #2                      | Insufficient Evidence |
| Capen Street                                   | Insufficient Evidence |
| Aldrich Avenue                                 | Insufficient Evidence |
| 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 |
| Wampanoag Road                                 | Under Review          |

### **TOTALS**

**Insufficient Evidence: 13**

**Under Review: 1**



**CRANSTON**

Seaview Avenue (east side)

Insufficient Evidence

Off Fort Avenue

Insufficient Evidence

Off Seaview Avenue

Insufficient Evidence

**TOTAL**

**Insufficient Evidence: 3**

**BARRINGTON**

"Fish Ditch"

Insufficient Evidence

Hampden Street

Insufficient Evidence

Teed Avenue

Insufficient Evidence

**TOTAL**

**Insufficient Evidence: 3**

**WARREN**

Shore Drive (4)

Insufficient Evidence

Shore Drive (1)

Insufficient Evidence

Shore Drive (2)

Insufficient Evidence

Barker Avenue

Insufficient Evidence

Brownell Street

Insufficient Evidence

Cedar Street

Insufficient Evidence

Bay View Street

Insufficient Evidence

Emery Road (1)

Insufficient Evidence

Emery Road (2)

Not Resolved

River View Street

Not Resolved

Read Avenue

Not Resolved

**TOTALS**

**Insufficient Evidence: 8**

**Not Resolved: 3**

**BRISTOL**

Bradford Street

Insufficient Evidence

Church Street

Not Resolved

**TOTALS**

**Insufficient Evidence: 1**

**Not Resolved: 1**

**TIVERTON**

Hooper Street

Insufficient Evidence

Riverside Drive

Insufficient Evidence

Ext. of North Court

Insufficient Evidence

Winnisimmet Drive

Insufficient Evidence

Seapowet Road

Insufficient Evidence

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

Seapowet Avenue

Insufficient Evidence

**TOTAL**

**Insufficient Evidence: 6**

**PORTSMOUTH**

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

**TOTAL**

**Under Review: 11**

**LITTLE COMPTON**

Almy Creek

Insufficient Evidence

**TOTAL**

**Insufficient Evidence: 1**

**MIDDLETOWN**

Tuckerman Terrace

Insufficient Evidence

**TOTAL**

**Insufficient Evidence: 1**

**NEWPORT**

Bellevue Avenue

Insufficient Evidence

Ocean Drive

Insufficient Evidence

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

Shepard Avenue

Not Resolved

**TOTALS**

**Insufficient Evidence: 4**

**Not Resolved: 7**