

ORDER OF TAKING

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto, does hereby take a perpetual easement for and on behalf of the Inhabitants of the City of Northampton over the parcels referenced below. The purpose of the taking hereunder is the laying out, establishing and accepting of a public way in and for the City of Northampton in accordance with Mass. Gen Laws ch. 82, and Northampton Code of Ordinances, § 285-31, et seq.

The parcels hereby taken are shown as "Cosmian Avenue" on a plan entitled, "Plan of Land in Northampton, Massachusetts, Hampshire County, Surveyed for the City of Northampton," dated July 19, 2013, to be recorded herewith. The parcels are more particularly bounded and described as set forth on Exhibit A, attached hereto.

No damages shall be payable as a result of this taking and no betterment shall be assessed as a result of the laying out and acceptance of the public way herein.

[THE REMAINDER OF THIS PAGE INTENTIONALL LEFT BLANK]

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this day of , 2014.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

William H. Dwight
AT-LARGE COUNCILOR

Jesse M. Adams
AT-LARGE COUNCILOR

Maureen T. Carney
WARD 1 COUNCILOR

Paul D. Spector
WARD 2 COUNCILOR

Ryan R. O'Donnell
WARD 3 COUNCILOR

Gina-Louise Sciarra
WARD 4 COUNCILOR

David A. Murphy
WARD 5 COUNCILOR

Marianne L. LaBarge
WARD 6 COUNCILOR

Alisa Klein
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Pamela L. Powers, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on 2014, by William H. Dwight, Jesse M. Adams, Maureen T. Carney, Paul D. Spector, Ryan R. O'Donnell, Gina-Louise Sciarra, David A. Murphy, Marianne L. LaBarge, and Alisa Klein, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this day of , 2014.

Pamela L. Powers
Clerk to City Council
City of Northampton, Massachusetts

EXHIBIT A

Beginning at a point marked by a granite bound with drill hole found, said point marks the northwesterly corner of a parcel, now or formerly John K. & Margaret G. Bollard as described in a deed recorded in Book 1916 Page 29, said point being located on the easterly side line of Lilly Street, said point being the southwest corner of the parcel herein described.

Thence running N 65°44'16" E along the northerly line of said Bollard, a distance of 139.26 feet to a point, thence;

N 68°49'16" E along the northerly line of land now or formerly Florence Civic and Business Association, Inc. as described in a deed recorded in Book 1198 Page 201, a distance of 209.22 feet to a point, said point being located on the westerly side line of North Main Street, said point being the southeasterly corner of the parcel herein described, thence;

N 37°15'44" W along the westerly side line of said North Main Street, a distance of 34.34 feet to a point, said point being the southeasterly corner of a parcel, now or formerly Elissa Brill as described in a deed recorded in Book 6445 Page 159, said point bearing as a tie course, S 56°04'53" E, a distance of 1.98 feet from an iron pipe found, said point being the northeasterly corner of the parcel herein described, thence;

S 68°49'16" W along the southerly line of land of said Brill, and land now or formerly Patricia Isabel Jung and Julia Chevan as described in a deed recorded in Book 4125 Page 78, a distance of 200.59 feet to a point, thence;

S 65°44'16" W along the southerly line of land of said Jung and Chevan, and land now or formerly May C. Chan and James W. Riddle as described in a deed recorded in Book 11250 Page 60, a distance of 139.81 feet to a point, said point being located on the easterly side line of Lilly Street, said point bearing as a tie course S 32°53'55" E, a distance of 0.86 feet from a granite bound with drill hole found, said point being the northwesterly corner of the parcel herein described, thence;

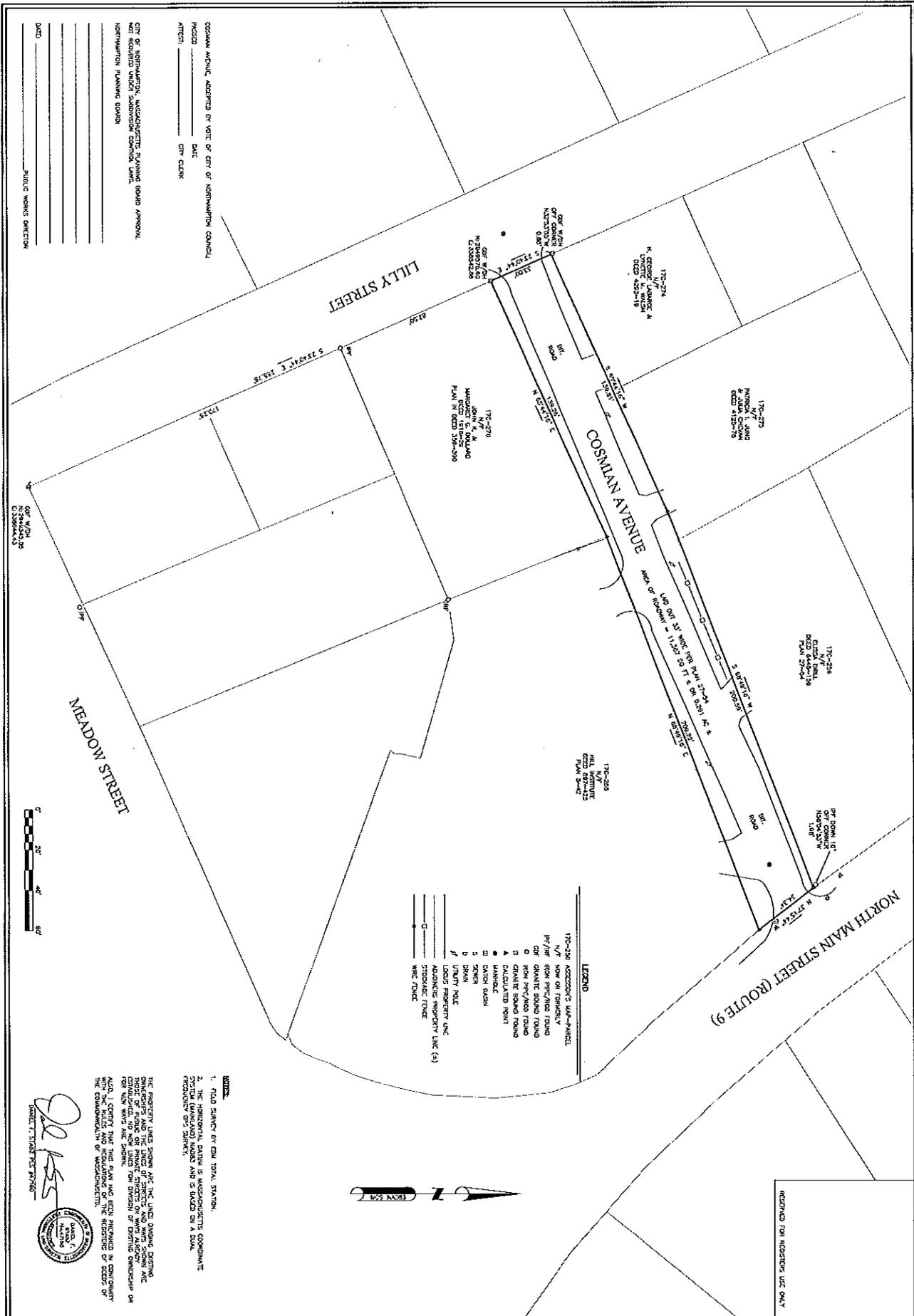
S 23°40'44" E along the easterly line of said Lilly Street, a distance of 33.00 feet to the point of beginning.

The above described parcel contains 11,367 square feet more or less, being depicted as Cosmian Avenue, on a plan entitled, "Street Acceptance Plan, Plan of Land in Northampton MA, Hampshire County, prepared for The City of Northampton ", dated 07-19-2013. Prepared by Northeast Survey Consultants.

The basis of bearing being the Massachusetts Coordinate System NAD 83

All Book and Page numbers recited are referenced to the Hampshire Registry District

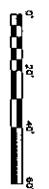
Being a portion of the premises conveyed in the following deeds recorded in the Hampshire Registry of Deeds: Book 11250, Page 60, Book 4125, Page 78, Book 6445, Page 159, Book 1198, Page 201, Book 1916, Page 29.



COMMON MAPS, ACCEPTED BY VOTE OF CITY OF NORTHAMPTON COUNCIL
 PROJECT: _____ DATE: _____
 ACTION: _____ CITY CLERK: _____

CITY OF NORTHAMPTON, MASSACHUSETTS PLANNING BOARD APPROVAL
 NOT REQUIRED UNDER SUBDIVISION CONTROL LAWS
 NORTHAMPTON PLANNING BOARD

DATE: _____ PUBLIC WORKS DIRECTOR: _____



- LEGEND**
- 17C-208 ACCORDS MAP-PARCEL
 - N/T NOW ON FILED
 - IR/IR IRON PIPE/IRON FOUND
 - GR GRANTIC BOARD FOUND
 - IRN IRN FOUND
 - GRN GRANTIC BOARD FOUND
 - ▲ CALCULATED POINT
 - MARKED
 - SPONGE MARK
 - SPIN
 - U UTILITY POLE
 - L LOTS PROPERTY LINE (S)
 - ADJACENT PROPERTY LINE
 - STANDARD FENCE
 - WIRE FENCE

NOTES

1. ROAD EASEMENT BY DEED TOTAL EASEMENT
2. THE INFORMATION CONTAINED HEREON IS UNASSURED AND UNWARRANTED. THE CITY OF NORTHAMPTON, MASSACHUSETTS PLANNING BOARD APPROVAL IS NOT REQUIRED UNDER SUBDIVISION CONTROL LAWS.

THE PROPERTY LINES SHOWN ARE THE LINES DURING EXISTING SURVEY AND THE LINES OF ADJACENT PROPERTY ARE NOT GUARANTEED. THE CITY OF NORTHAMPTON, MASSACHUSETTS PLANNING BOARD APPROVAL IS NOT REQUIRED UNDER SUBDIVISION CONTROL LAWS. THE CITY OF NORTHAMPTON, MASSACHUSETTS PLANNING BOARD APPROVAL IS NOT REQUIRED UNDER SUBDIVISION CONTROL LAWS.

[Signature]
 PROJECT ENGINEER FOR 17C-208

REFERRED FOR REGISTER USE ONLY

SHEET NO. 1 of 1	PLAN OF LAND IN NORTHAMPTON, MA HAMPSHIRE COUNTY PREPARED FOR THE CITY OF NORTHAMPTON		SURVEYOR: _____ DFS _____ DRAFTING: _____ JOC _____ FIELD WORK: _____ JMD/JOG _____ PROJECT NUMBER: 13-008.5 DRAWING NAME: 13-008.5.DWG	ENGINEER: _____ DESIGN: _____ HORZ. SCALE: 1"=20' VERT. SCALE: _____ DATE: 07-19-2013	<p>NORTHEAST SURVEY CONSULTANTS 115 PLEASANT ST., SUITE 112 700 N. ST. EASTHAMPTON, MA 01027 (401) 275-1111</p>
	STREET ACCEPTANCE PLAN				
	PROJECT NUMBER: 13-008.5				
	DATE: 07-19-2013				
	DRAWING NAME: 13-008.5.DWG				

14.273



PLANNING AND DEVELOPMENT • CITY OF NORTHAMPTON

planning • conservation • zoning • northampton GIS • historic • community preservation • central business architecture

Carolyn Misch, AICP, Senior Land Use Planner • CMisch@NorthamptonMA.gov • 413-587-1287

MEMORANDUM

TO: City Council

FROM: Carolyn Misch, AICP

DATE: March 21, 2013

RE: Planning Board Recommendations on Street Acceptances

At its Planning Board meeting on March 14, 2013, the Board voted on the following street acceptance requests.

1. The Board voted to recommend these streets based upon the Board's feeling that these historic streets provide links within the City's network and core that create vehicular and pedestrian connectivity through neighborhoods.

- Glendale
- Edwards Sq
- Strawberry
- Isabella
- Church St
- Bradford St Extension
- Cosmlan
- Taylor St
- Baker Hill

2. The Board voted to provide no recommendation on the following requests for street acceptance. The Board felt that they could not make a determination relative to planning policy one way or another about the impact of street acceptance and further determined that it is a political decision as to whether the City should accept ownership and maintenance responsibility.

- Lawn Ave
- Massasolt Ave
- Park Ave
- Edgewood Terr
- Meadow Ave
- Bright Ave
- Warner Row
- Center Court
- Pine Valley
- Bradford St (N&S)



CITY OF NORTHAMPTON, MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS
125 Locust Street
Northampton, MA 01060-2066

413-587-1570
Fax 413-587-1576

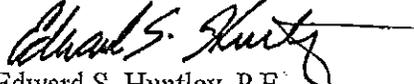
Edward S. Huntley, P.E.
Director

REPORT AND RECOMMENDATION OF THE
BOARD OF PUBLIC WORKS TO THE CITY COUNCIL

On October 11, 2011 the Northampton City Council referred to the Northampton Board of Public Works and the Northampton Planning Board a petition for the acceptance of **Cosmian Avenue**.

The Board of Public Works held a public hearing on March 2, 2013 and at its regular meeting on March 13, 2013 voted unanimously to recommend the acceptance of Cosmian Avenue as a public way.

Respectfully submitted
The Board of Public Works of the City of Northampton


Edward S. Huntley, P.E.
Director of Public Works
August 15, 2014

cc: Northampton Board of Public Works
Northampton Planning Board