

Committee on Finance and the Northampton City Council

*Councilor Rachel Maiore, Chair
Councilor Marianne L. LaBarge, Vice Chair
Councilor Stanley W. Moulton, III
Councilor Jim Nash*

Online Meeting via Teleconference

Meeting Date: May 11, 2022

Time: 6 p.m.

Virtual meeting

The May 11, 2022 Finance Committee meeting will be held by remote participation. The public can follow the committee's deliberations by joining the virtual meeting by phone or computer. The meeting will be recorded for later broadcast on Northampton Open Media (Channel 15) and uploaded to the Northampton Government Video Archive on YouTube.

Live public comment will be available using telephone call-in or video conferencing technology beginning at 6 p.m.

INSTRUCTIONS FOR CALLING IN OR JOINING THE MEETING

[PUBLIC MEETING LINK](#)

MEETING ID: 898 2804 9963

PARTICIPANT #: #

PASSCODE: 284329

- 1. Meeting Called To Order**
- 2. Roll Call**
- 3. Approval Of Minutes From The Previous Meeting**
- 4. 6:00 P.M. Continuation Of Public Hearing To Alter The Lay Out Of Winter Street (Continued From May 5, 2022)**

Pursuant to M.G.L Chapter 82, Section 21, the City Council Committee on Finance will hold a public hearing by remote participation to consider altering the lay out of Winter Street by adding Parcel No. 1 as shown on a plan entitled, "Plan of Winter Street Alteration, Northampton, MA, Prepared for the City of Northampton," dated April 5, 2022 ("the plan"). As part of this process, the City Council will authorize the acquisition of easements over this property.

History:

- Referred to Finance Committee for public hearing and recommendation - 4/14/2022
- Public hearing opened and continued to May 11, 2022 after an objection based on a claim of adverse possession of Parcel No. 1 was raised by a Winter Street resident - 5/5/2022

Documents:

[22.076 winter street order altering way.pdf](#)
[22.076 winter st. order of taking.pdf](#)
[22.076 picwinter st 040522 stamped.pdf](#)
[22.076 layout1.pdf](#)
[22.076 acquisition order winter street.pdf](#)

5. Financial Orders

A. 22.076 An Order To Alter The Layout Of Winter Street

See documents above

B. 22.076 An Order Authorizing The Acquisition Of Easements To Alter The Layout Of Winter Street

See documents above

6. Review Of Future Meeting Schedule Dates And Times

7. Scope And Responsibilities Of The Finance Committee

8. Structure And Line Up Of Departmental Presentations For Budget Hearings

Process note: For the past several years, the City Council has requested departmental presentations from the 'big six:' Health Department, Northampton Public Schools, Northampton Fire/Rescue, Central Services, Police and DPW, but the number and order of presentations is up to the council's discretion.

9. New Business

-Reserved for topics that the Chair did not reasonably anticipate would be discussed.

10. Adjourn

Contact: Rachel Maiore at rmaiore@northamptonma.gov

or 413-923-4318

City of Northampton
MASSACHUSETTS

In City Council, April 14, 2022

Upon the recommendation of Mayor Gina-Louise Sciarra and the Department of Public Works

22.076 An Order to Alter the Layout of Winter Street

WHEREAS, Winter Street was duly laid out as a City way on a plan dated September 12, 1910 with a length of 475 feet and a width of 33 feet and this layout was accepted and ordered recorded by the City on November 3, 1910.

WHEREAS, An area of land approximately 70 feet long and 33 feet wide at the end of said layout was drawn on the 1910 plan but not included in the area of acceptance.

WHEREAS, Parcel No. 1 shown on the proposed layout alteration has been determined as Owner Unknown on multiple registered survey plans and said Parcel No.1 is approximately 73 feet long and 33 feet wide, essentially matching the dimensions of the previously unaccepted portion of the 1910 layout.

WHEREAS, An Order of Taking has been filed herewith for the acquisition of the necessary permanent easement for the alteration of the way.

NOW, THEREFORE:

Ordered, that

City Council hereby alters the layout of the way as shown on a plan entitled, “Plan of Winter Street Alteration, Northampton, MA, Hampshire County, Prepared for the City of Northampton”, by Northeast Surveys, dated April 5, 2022 (“the plan”), as follows:

Winter Street: By adding to the layout thereof Parcel No. 1 as shown on the plan.

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 Chapter 82, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto as Exhibit A, does hereby take, for and on behalf of the Inhabitants of the City of Northampton, the permanent easement in, on, under and over the parcel referenced in Exhibit B, for all purposes for which public ways are used in the City of Northampton, including the alteration of Winter Street, a public way in and for the City of Northampton.

The permanent easement hereby taken (Parcel No. 1) is shown on a plan entitled "Plan of Winter Street Alteration, Northampton, MA, Hampshire County, Prepared for the City of Northampton", by Northeast Surveys, dated April 5, 2022, to be recorded herewith.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this _____ day of _____, 2022.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

Marissa Elkins
AT-LARGE COUNCILOR

Jamila Gore
AT-LARGE COUNCILOR

Stanley W. Moulton, III
WARD 1 COUNCILOR

Karen Foster
WARD 2 COUNCILOR

James Nash
WARD 3 COUNCILOR

Garrick M. Perry
WARD 4 COUNCILOR

Alex Jarrett
WARD 5 COUNCILOR

Marianne L. LaBarge
WARD 6 COUNCILOR

Rachel Maiore
WARD 7 COUNCILOR

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

I, Laura Krutzler, 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 _____, 2022, by Marissa Elkins, Jamila Gore, Stanley W. Moulton, III, Karen Foster, James Nash, Garrick M. Perry, Alex Jarrett, Marianne L. LaBarge, and Rachel Maiore, 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 _____, 2022.

Laura Krutzler
Clerk to City Council
City of Northampton, Massachusetts

EXHIBIT A
CITY COUNCIL ORDER

EXHIBIT B
PARCEL DESCRIPTION

Winter Street Alteration

Beginning at a point, said point being in the centerline of Winter Street at Station 4+75, said point also marking the end of the 1910 layout of said Winter Street, running thence;

N 35°12'59" W a distance of 16.50' along the end of said 1910 layout of Winter Street to the northerly end point of said 1910 layout of Winter Street, thence;

N 54°47'01" E a distance of 73.06' along land now or formerly Basham to an iron pipe, thence;

S 35°44'33" E a distance of 33.00' along land now or formerly Michael's House LLC to an iron pipe, thence;

S 54°47'01" W a distance of 73.36' along land now or formerly Nieboer Family Trust and land now or formerly Finkel to the southerly end point of said 1910 layout of Winter Street, thence;

N 35°12'59" W a distance of 16.50' along the end of said 1910 layout of Winter Street to the point of beginning, having an area of 2,416 square feet, or 0.055 acres, more or less.

PLANNING BOARD
NORTHAMPTON, MASSACHUSETTS

APPROVAL UNDER SUBDIVISION CONTROL LAW NOT REQUIRED

DATE: _____

PLANNING BOARD ENDORSEMENT IS NOT A DETERMINATION
THAT THE LOTS SHOWN ARE BUILDABLE LOTS.

ALTERATION OF WINTER STREET,
ACCEPTED BY VOTE OF NORTHAMPTON CITY COUNCIL;

PASSED _____ DATE

ATTEST: _____ CITY COUNCIL CLERK

_____ PUBLIC WORKS DIRECTOR

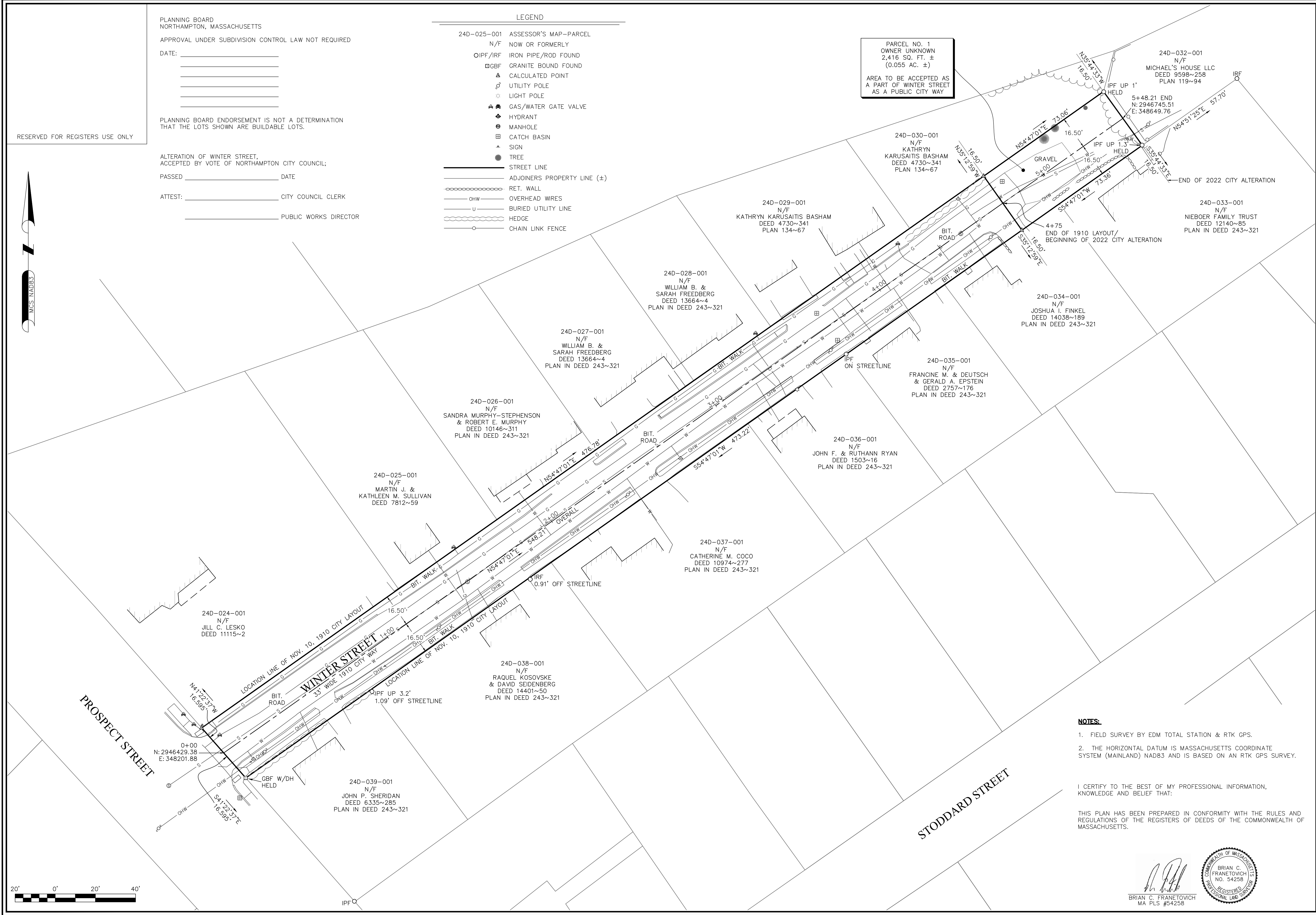
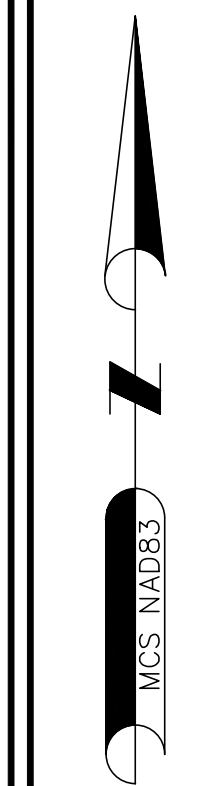
RESERVED FOR REGISTERS USE ONLY

LEGEND

- 24D-025-001 ASSESSOR'S MAP-PARCEL
- N/F NOW OR FORMERLY
- OIPF/IRF IRON PIPE/ROD FOUND
- GBF GRANITE BOUND FOUND
- ▲ CALCULATED POINT
- ⊕ UTILITY POLE
- LIGHT POLE
- ▲ GAS/WATER GATE VALVE
- HYDRANT
- MANHOLE
- CATCH BASIN
- ▲ SIGN
- TREE
- STREET LINE
- ADJOINERS PROPERTY LINE (±)
- RET. WALL
- OHW OVERHEAD WIRES
- U BURIED UTILITY LINE
- HEDGE
- CHAIN LINK FENCE

PARCEL NO. 1
OWNER UNKNOWN
2,416 SQ. FT. ±
(0.055 AC. ±)

AREA TO BE ACCEPTED AS
A PART OF WINTER STREET
AS A PUBLIC CITY WAY



NORTHEAST SURVEY CONSULTANTS

3 FERRY STREET
STUDIO 1 EAST
EASTHAMPTON, MA 01027
(413) 203-5144

STREET ALTERATION PLAN

ENGINEER:	BCF	DATE:	4-5-2022
DESIGN:	JDG		
HORIZ. SCALE:	KMB		
VERT. SCALE:	22-032		
PROJECT NUMBER:	22-032.DWG		
DRAWING NAME:			

PLAN OF WINTER STREET ALTERATION
NORTHAMPTON, MA
HAMPSHIRE COUNTY
PREPARED FOR THE
CITY OF NORTHAMPTON

SHEET NO. **1** OF **1**

- NOTES:**
1. FIELD SURVEY BY EDM TOTAL STATION & RTK GPS.
 2. THE HORIZONTAL DATUM IS MASSACHUSETTS COORDINATE SYSTEM (MAINLAND) NAD83 AND IS BASED ON AN RTK GPS SURVEY.

I CERTIFY TO THE BEST OF MY PROFESSIONAL INFORMATION, KNOWLEDGE AND BELIEF THAT:

THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

Brian C. Franetovich
BRIAN C. FRANETOVICH
NO. 54258
REGISTERED PROFESSIONAL LAND SURVEYOR



PLANNING BOARD
NORTHAMPTON, MASSACHUSETTS

APPROVAL UNDER SUBDIVISION CONTROL LAW NOT REQUIRED

DATE: _____

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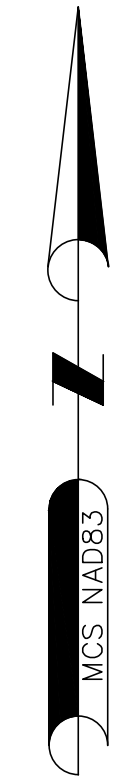
ALTERATION OF WINTER STREET,
ACCEPTED BY VOTE OF NORTHAMPTON CITY COUNCIL;

PASSED _____ DATE

ATTEST: _____ CITY COUNCIL CLERK

_____ PUBLIC WORKS DIRECTOR

RESERVED FOR REGISTERS USE ONLY

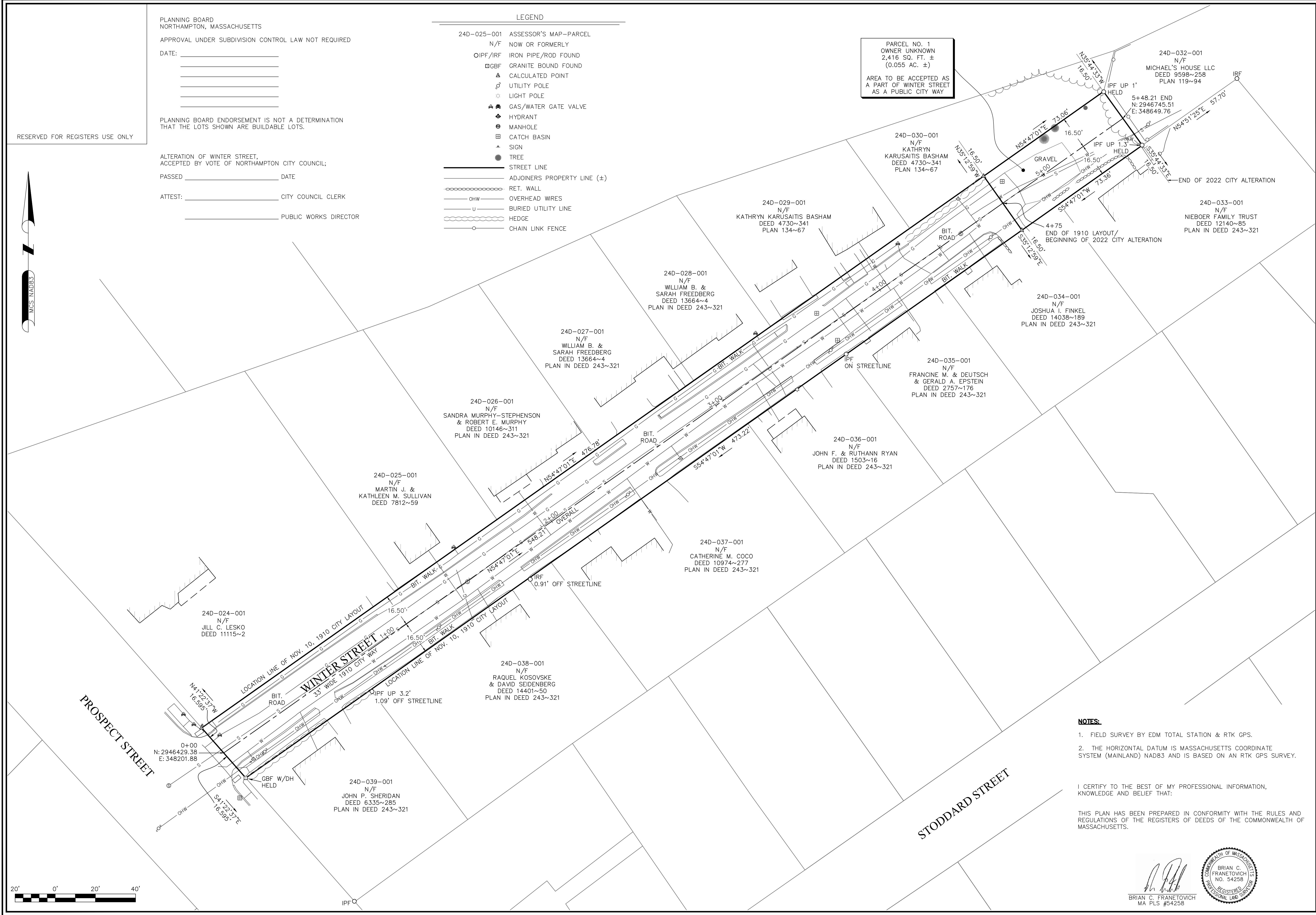


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A PART OF WINTER STREET
AS A PUBLIC CITY WAY



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DESIGN:	JDG		
HORIZ. SCALE:	KMB		
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DRAWING NAME:	22-032.DWG		

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NORTHAMPTON, MA
HAMPSHIRE COUNTY
PREPARED FOR THE
CITY OF NORTHAMPTON

SHEET NO. **1** OF **1**

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Brian C. Franetovich
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NO. 54258
REGISTERED PROFESSIONAL LAND SURVEYOR

CITY OF NORTHAMPTON

MASSACHUSETTS

In City Council, April 14, 2022

Upon the recommendation of Mayor Gina-Louise Sciarra and the Department of Public Works

22.076 An Order Authorizing the Acquisition of Easements to Alter the Layout of Winter Street

Whereas, Winter Street was duly laid out as a City way on a plan dated September 12, 1910 with a length of 475 feet and a width of 33 feet and this layout was accepted and ordered recorded by the City on November 3, 1910; and

Whereas, an area of land approximately 70 feet long and 33 feet wide at the end of said layout was drawn on the 1910 plan but not included in the area of acceptance; and

Whereas, Parcel No. 1 shown on the proposed layout alteration has been determined as Owner Unknown on multiple registered survey plans; and

Whereas, said Parcel No.1 is approximately 73 feet long and 33 feet wide, essentially matching the dimensions of the previously unaccepted portion of the 1910 layout; and

Whereas, the Department of Public Works plans to reconstruct the roadway and the utilities therein and said reconstruction plans include utilizing the Owner Unknown parcel for drainage improvements; and

Whereas, the property identified as 29 Winter Street does not currently have legal frontage without the proposed layout alteration of Winter Street.

Now, Therefore Be It Ordered,

The City Council hereby authorizes the acquisition by purchase, gift, eminent domain, or otherwise of easements over that parcel of land shown as “Parcel No. 1” on a plan entitled “Plan of Winter Street Alteration, Northampton, MA, Hampshire County, Prepared for the City of Northampton”, by Northeast Surveys, dated April 5, 2022, for the purpose of laying out a public way in and for the city of Northampton. No appropriation is needed for this acquisition. No betterment shall be assessed to the benefitted landowners.