



City of Cambridge

RECEIVED BY
OFFICE OF CITY CLERK

1985 NOV 12 PM 3:15

CAMBRIDGE MA.

CALENDAR ITEM NO. 3.

IN CITY COUNCIL

March 14, 1985

WHEREAS: By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City Council may take in fee in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and

WHEREAS: The Community Development Department has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement, for public parking and for other public uses the parcel of land hereinafter bounded and described; now therefore be it

ORDERED: By virtue and in pursuance of the authority conferred by said Chapters of the General Laws and by every power and authority thereto enabling it, the City of Cambridge by its City Council does hereby take the parcel of land hereinafter described and shown on the attached Exhibit 1 for reasons of public improvement, including all easements, privileges and appurtenances thereto belonging as well as all trees and structures thereon. Intending to take and hereby taking in fee simple all the land included within such description by whomever the same may be owned, bounded and described, vis:

Being shown as Parcel 1A on a plan entitled "Plan of Property owned by Kolligan Realty Trust, Thorndike Street, Second Street, Spring Street, Cambridge, Massachusetts" dated March 13, 1985 by Cullinan Engineering Co., Inc. and recorded herewith; Further described as follows:

428
16103 PG 497
RECORDS

PARCEL

The parcel described hereinafter constitutes all of Parcel 1 and a portion of Parcel 2 as it is in the deed from the Boston Athletic Shoe, Company to Koren Kolligian and Gregory S. Kolligian, Trustees of Kolligian Realty Trust, recorded in Book 11516, Page 297 of the Middlesex South Registry of Deeds, as follows:

A certain piece of land situated in Cambridge, County of Middlesex and Commonwealth of Massachusetts, bounded and described as follows:

Beginning at the northeasterly corner of Spring Street and Second Street, at the most northwesterly corner of the parcel to be described;

THENCE, N 09 38' 03" E, along the easterly sideline of Second Street, a distance of 130.15 feet to a point;

THENCE, S 80 21' 57" E, along land now or formerly of Kolligian Realty Trust, a distance of 76.14 feet to a point;

THENCE, N 09 38' 03" E, along land now or formerly of Kolligian Realty Trust, a distance of 72.39 feet to a point;

THENCE, S 80 28' 49" E, along the southerly sideline of Thorndike Street, a distance of 123.86 feet to a point;

THENCE, S 09 38' 03" W, along land now or formerly of City of Cambridge, a distance of 203.06 feet to a point;

THENCE, N 80 17' 19" W, along the northerly sideline of Spring Street, a distance of 200.00 feet to the Point of Beginning.

The above described parcel contains ^{35,039}~~2,000~~ square feet, more or less, *according to said plan.*

The damages awarded with respect to said parcel are \$2,536,000 and the supposed owner is the Estate of Koren Kolligian, or transferees therefrom (supposed beneficiaries and heirs: Gregory Kolligian, Ronald Kolligian and Karen Anderson).

In City Council March 14, 1985.

Adopted by a yea and nay vote:-

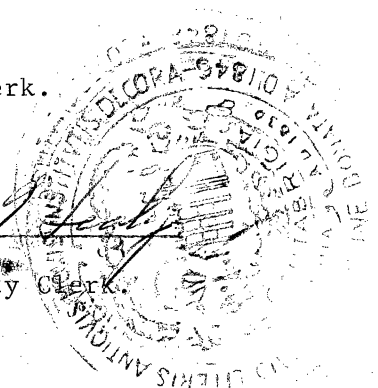
Yeas 6; Nays 1; Absent 2.

Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-

Paul E. Healy
Paul E. Healy, City Clerk.



1955

RECEIVED & ENTERED
MIDDLESEX COUNTY
REGISTRY OF DEEDS
SOUTHERN DISTRICT
ATTEST:

City Clerk *Paul F. HEALY*
1795 Mass Avenue
City Hall Cambridge Mass 02139

John F. [Signature]

REGISTER

Rollend #3

City of Cambridge

MASSACHUSETTS

In City Council

*3/14*198*85**Order of Voting*

	YEA	NAY	ABSENT	PRESENT
Mr. Daniel J. Clinton	✓			
Mr. Thomas W. Danehy			✓	
Mr. Francis H. Duehay			✓	
Ms. Saundra Graham	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan		✓		
Mr. Alfred Vellucci	✓			
Ms. Alice K. Wolf	✓			
Mayor Russell	✓			

6

1

2

Cor
1/10/85
R. Russell
10/10/85



City of Cambridge

CALENDAR ITEM NO. 3.

IN CITY COUNCIL

March ~~11~~, 1985-

March 14, 1985

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WHEREAS:

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In City Council March 14, 1985.

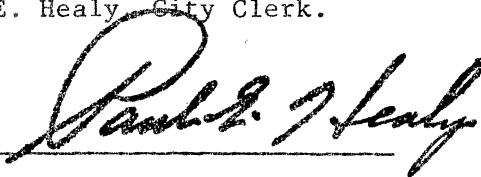
Adopted by a yea and nay vote:-

Yeas 6; Nays 1; Absent 2.

Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-



Paul E. Healy, City Clerk.

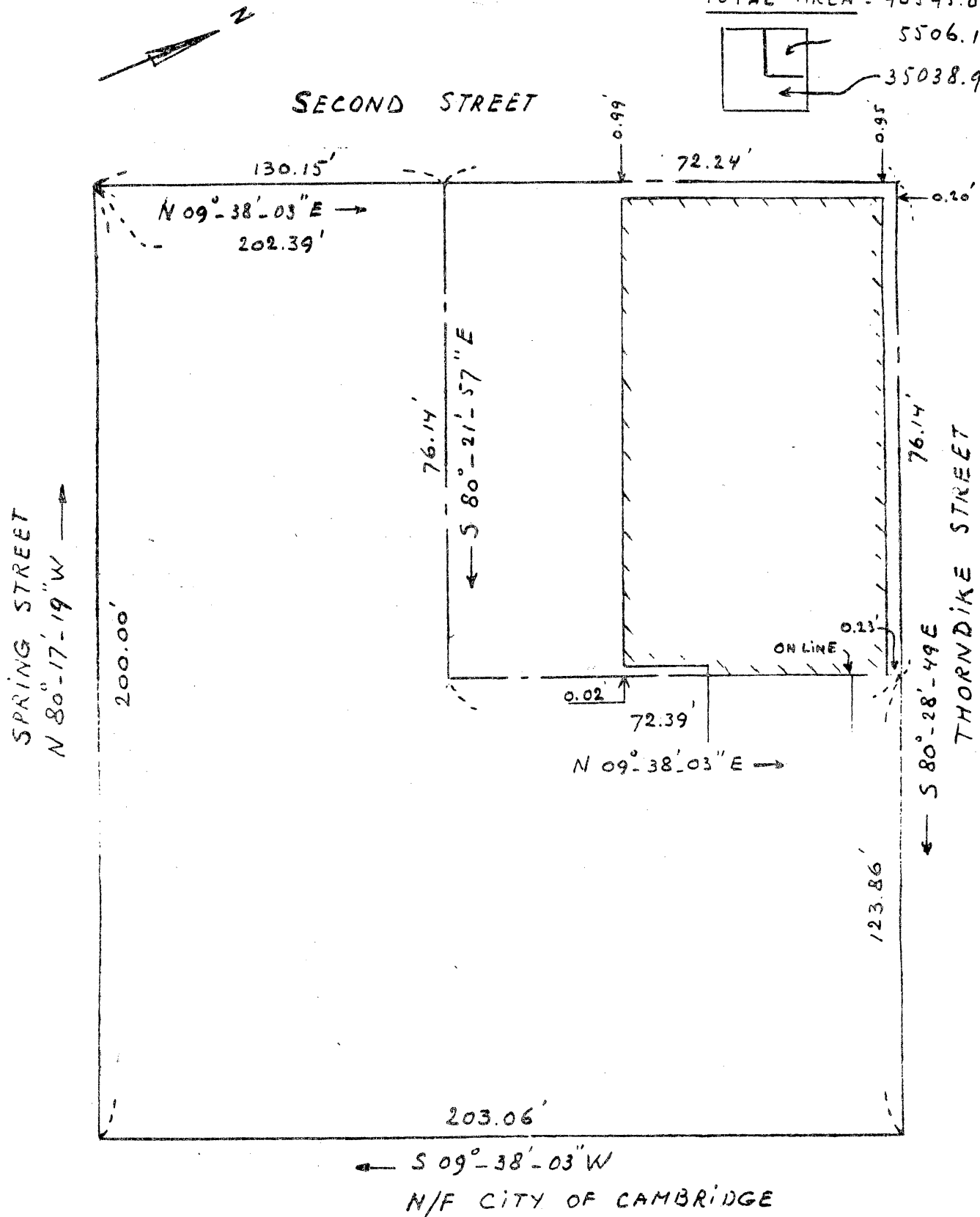
EXHIBIT 1

CLIENT/PROJECT CITY OF CAMBRIDGE DATE MARCH 7, 85 JOB NO. _____
 SUBJECT: SUB-DIVISION FOR ACQUISITION BY JSR CHKD. BY JAN SHEET _____ OF _____

TOTAL AREA = 40545.0 SF±

5506.1 SF±

35038.9 SF±



CULLINAN ENGINEERING CO., INC.
 AUBURN - BOSTON, MASSACHUSETTS



City of Cambridge

CALENDAR ITEM NO. 3.

IN CITY COUNCIL

~~March 11, 1985~~

March 14, 1985

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WHEREAS:

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The damages awarded with respect to said parcel are \$2,536,000 and the supposed owner is the Estate of Koren Kolligian, or transferees therefrom (supposed beneficiaries and heirs: Gregory Kolligian, Ronald Kolligian and Karen Anderson).

In City Council March 14, 1985.

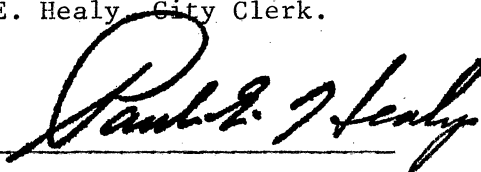
Adopted by a yea and nay vote:-

Yeas 6; Nays 1; Absent 2.

Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-



Paul E. Healy, City Clerk.

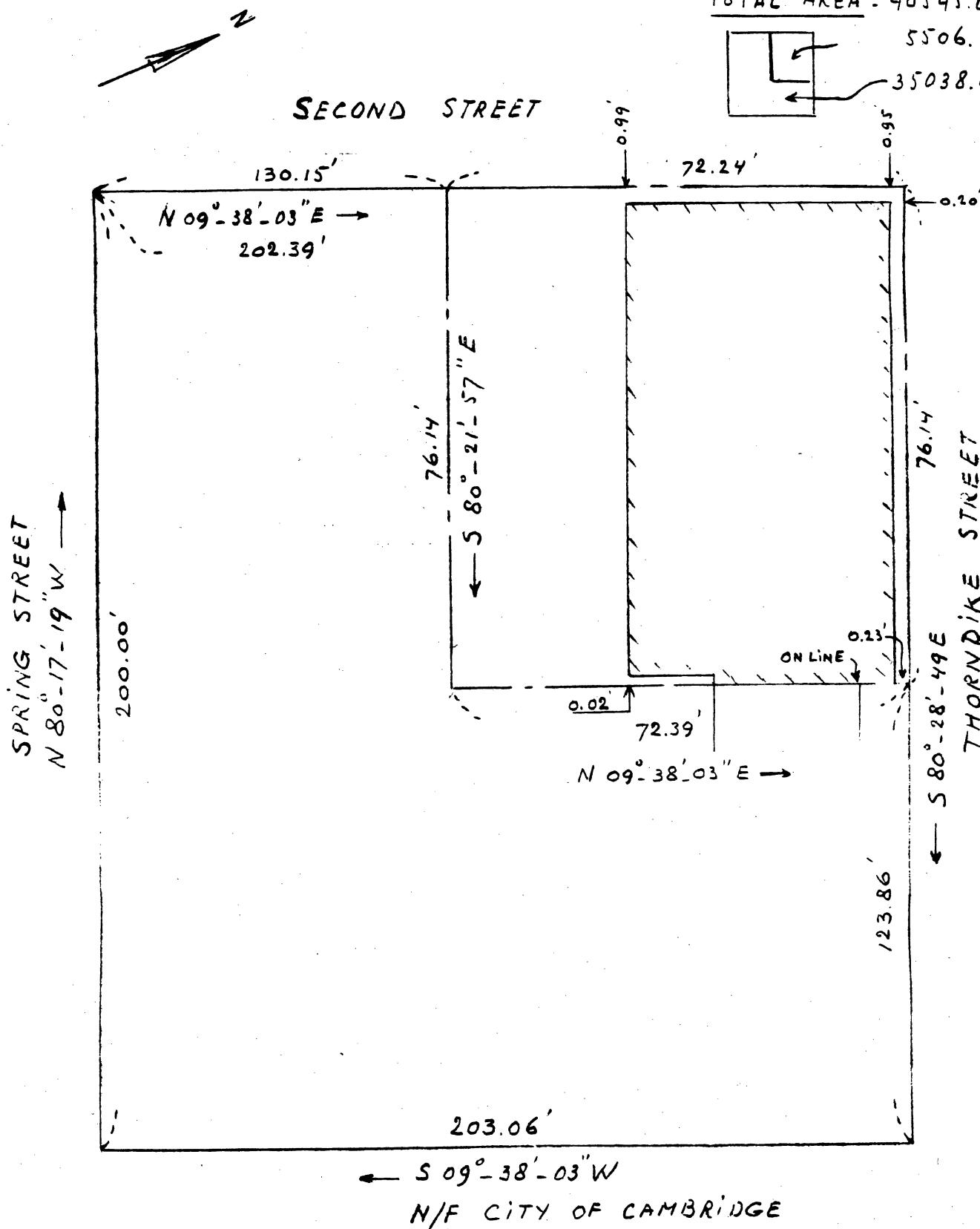
EXHIBIT 1

CLIENT / PROJECT CITY OF CAMBRIDGE DATE MARCH 7, 85 JOB NO. _____
 SUBJECT: SUB-DIVISION FOR ACQUISITION BY JSR CHKD. BY JAN SHEET _____ OF _____

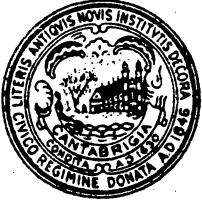
TOTAL AREA = 40545.0 SF±

5506.1 SF±

35038.9 SF±



CULLINAN ENGINEERING CO., INC.
 AUBURN - BOSTON, MASSACHUSETTS



RECEIVED BY
OFFICE OF CITY OF CAMBRIDGE
JUN 11 4 00 PM '85
CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011
CAMBRIDGE, MASS.

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

June 10, 1985

Gregory Kolligian
As Executor of the Estates of
Koren and Irene Kolligian
Deer Run Road
Lincoln, MA 01773

Re: Notice of Taking of Property Located in East Cambridge and
Bounded by Spring Street, Second Street, and Thorndike Street

Dear Mr. Kolligian:

Under the provisions of Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, for reasons of public improvement, for public parking, and for other public uses, the City of Cambridge has acquired by eminent domain the property, including land, structures, and other improvements, appurtenances, right of way, easements, and other rights and interests, at Second Street, between Spring Street and Thorndike Street, Cambridge, more particularly described in the Order of Taking adopted by the City Council on March 14, 1985 which is enclosed herewith.

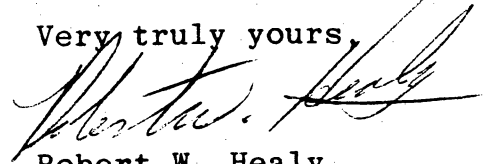
Pursuant to said order and on behalf of the City Council, I hereby inform you that the amount of damages awarded for said taking is two million, five hundred thirty-six thousand dollars (\$2,536,000). Payment of this award or the portion to which any owner, mortgagee of record, or other person having any interest is entitled, will be made forthwith, subject to adequate proof of interest, at the Office of the City Manager, City Hall, 795 Massachusetts Avenue, Cambridge, Massachusetts, upon receipt of a written demand therefore at said office.

Said payment may be accepted in full settlement of the right of such owner or person to damages in respect to the taking of the subject property or may be accepted as payment pro tanto pursuant to Chapter 79, Section 9 of the Massachusetts General Laws, without prejudice to or waiver or surrender of any right to claim a larger sum by proceeding before an appropriate tribunal, but subject to the obligation to refund to the City an amount equal to the difference between such payment and the damages subsequently assessed by such tribunal if said payment pro tanto shall be accepted and prove to be in excess of the damages subsequently assessed by such tribunal.

Please indicate on the attached sheet whether you wish to accept said award as full settlement for all damages or as payment pro tanto by checking the appropriate box and returning it to the address above.

Thank you for your attention and cooperation in this matter.

Very truly yours,



Robert W. Healy
City Manager

RWH/EGF/tm

cc: The Shawmut County Bank
Russell B. Higley, City Solicitor
✓ Paul Healy, City Clerk

Enclosures

Attachment

Please indicate whether you wish to accept said award as full settlement for all damages or as payment pro tanto by checking the appropriate box below and returning to the address below.

☐ Payment accepted in full settlement

☐ Payment accepted pro tanto

Date

Please return to:

City of Cambridge
Office of the City Manager
City Hall
795 Massachusetts Avenue
Cambridge, Massachusetts 02139

113
C. C. 108

*Finance Department and an
Audit - Report received by
Spencer & Associates, Inc.*

City of Cambridge
MASSACHUSETTS

In City Council March 14 1985

Comptroller's Report

	YEA	NAY	ABSENT	PRESENT
Mr. Daniel J. Clinton			✓	
Mr. Thomas W. Danehy			✓	
Mr. Francis H. Duehay	✓			
Ms. Saundra Graham	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan			✓	
Mr. Alfred Vellucci	✓			
Ms. Alice K. Wolf				✓
Mayor Russell	✓②			✓①

4 3 2
5 3 1

*Order adopted
Recommendation filed by Comptroller
for the Finance and General Fund*



City of Cambridge

AGENDA #11B

IN CITY COUNCIL

March 11, 1985

WHEREAS:

By Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, all as amended, it is provided that the City Council may take in fee in the name of the City for any municipal purpose any land within the limits of the City not already appropriated for public use; and

WHEREAS:

The Community Development Department has requested and the City Manager and City Council have approved and authorized that the City should, under the provisions of the aforesaid Chapters of the General Laws, take and hold for reasons of public improvement, for public parking and for other public uses the parcel of land hereinafter bounded and described;

NOW THEREFORE BE IT

ORDERED:

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The above described parcel contains 35,038.9 square feet, more or less.

The damages awarded with respect to said parcel are \$2,536,000 and the supposed owner is the Estate of Koren Kolligian, or transferees therefrom (supposed beneficiaries and heirs: Gregory Kolligian, Ronald Kolligian and Karen Anderson).

In City Council March 11, 1985.
Adopted by a yea and nay vote:-
Yeas 5; Nays 0; Absent 3; Present 1.
Attest:- Paul E. Healy, City Clerk

A true copy;

ATTEST:-

City of Cambridge

MASSACHUSETTS

In City Council March 11, 1985

AGENDA ITEM NO. 11 (B)

RE: PROPOSED ORDER PURSUANT TO SECTION 30 OF CHAPTER 43, SECTION 14 OF CHAPTER 40 & CHAPTER 79 OF THE GENERAL LAWS AS AMENDED THAT THE CITY TAKE IN FEE THE PARCEL OF LAND BOUNDED BY SPRING ST., SECOND ST. & THORNDIKE ST. FOR CONSTRUCTION OF A PARKING GARAGE

	YEA	NAY	ABSENT	PRESENT
Mr. Daniel J. Clinton			✓	
Mr. Thomas W. Danehy			✓	
Mr. Francis H. Duehay	✓			
Ms. Saundra Graham	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan			✓	
Mr. Alfred Vellucci	✓			
Ms. Alice K. Wolf				✓
Mayor Russell	✓ ^②	✓	←	✓ ^①

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3 2
3 1



City of Cambridge

AGENDA #11B

IN CITY COUNCIL

March 11, 1985

WHEREAS:

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In City Council March 11, 1985.
Adopted by a yea and nay vote:-
Yeas 5; Nays 0; Absent 3; Present 1.
Attest:- Paul E. Healy, City Clerk

A true copy;

ATTEST:-

agenda #11(6)

12

RECEIVED BY
OFFICE OF CITY CLERK
MOTION FOR RECONSIDERATION SUBMITTED BY COUNCILLOR

WALTER SULLIVAN

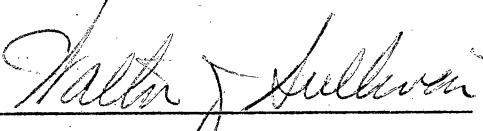
MAR 12 4 24 PM '85

CAMBRIDGE, MASS.

MARCH 12, 1985

Date

Councillor Walter Sullivan has notified the City Clerk of his intention to move Reconsideration of the vote of the City Council taken on March 11, 1985 adopting an order to take by eminent domain, pursuant to Section 30 of Chapter 43, Section 14 of Chapter 40, and Chapter 79 of the General Laws, as amended, to take in fee the parcel of land bounded by Spring Street, Second Street and Thorndike Street for the construction of a parking garage.


Signature

P 95

Reconsideration by C. Walter Sullivan
adopting an order to take by eminent
domain, pursuant to Section 30 of Chapter
43, Section 14 of Chapter 40, and Chapter
79 of the General Laws as amended, to take
in fee the parcel of land bounded by Spring
Street, Second Street and Thorndike Street
for the construction of a parking garage.

In City Council,

March 14, 1985

Order Adopted 6-1-2

Copy sent to Kathy Spiegelman
3/15/85 (du)
