



City of Cambridge

IN CITY COUNCIL

September 28, 1981

COUNCILLOR WALTER SULLIVAN

WHEREAS: A communication has been received from the City Manager transmitting the request of Urban Development and Investment Corporation of Cambridge requesting that a portion of Cogswell Avenue containing 1902 square feet more or less, be discontinued as a public way in the City of Cambridge; and

WHEREAS: Due notice has been given of the intention of this City Council to discontinue as a public way in the City of Cambridge said portion of Cogswell Avenue in the manner prescribed by law and hearings held before the City Council on September 14, 1981 and September 28, 1981; now therefore be it

ORDERED: That that portion of Cogswell Avenue containing 1902 square feet more or less and referred to as the rear portion of Cogswell Avenue be and hereby is discontinued as a public way in the City of Cambridge, all as shown as Lot A on a plan entitled "Discontinuance of a Part of Cogswell Avenue, Cambridge Massachusetts", dated September 1, 1981, prepared by James F. Rice, Jr., Registered Land Engineer, a copy of which is filed with this order and is bounded and described as follows:

"Commencing at a point of intersection with the Northeast line of Land of Boston and Maine Railroad and the Southeast line of Cogswell Avenue produced. Thence Northwest-erly 43.5 ft. by land of Boston and Maine Railroad. Thence Northeasterly 51.0 + by land of Carstein Coal Company. Southwesterly 45.0 by land of Carstein Coal Company to the point of beginning."

Provided that the sewer and water easements presently existing be retained and continued in full-force and effect there being no claim for damages; no award is hereby made; and be it further

ORDERED: That in connection with the above referred to discontinuance of a part of Cogswell Avenue and in consideration thereof; the Urban Development and Investment Corporation grants to the City of Cambridge a proposed addition to the public way known as Cogswell Avenue containing 815 square feet more or less, shown as Lot B on a plan to be filed with this order entitled "Proposed Addition to a Public Way, Cogswell Avenue, Cambridge, Massachusetts" by Registered Land Engineer James F. Rice, Jr., which is bounded and described as follows:

"Commencing at a point of intersection with the Easterly line of Lot A and the Northerly Line of Cogswell Avenue. Thence Northerly, Easterly and Southerly by an arc 73.9 ft. Southwesterly by the Northerly line of Cogswell Avenue 53.0 ± ft. to the point of Beginning."

and be it further

ORDERED:

That the aforesaid discontinuance of Cogswell Avenue and the addition to the public way known as Cogswell Avenue be and hereby is subject to the following conditions:

1. That 42 Cogswell Avenue will be relocated onto the site of the former public way.
2. That 42 Cogswell Avenue will be sold by the Urban Development and Investment Corporation to Homeowners Rehab, Inc., for the amount of one dollar, subject to their ability to remove and restore the house.
3. That Urban Development and Investment Corporation will donate to Homeowners Rehab, Inc., 1830 square feet more or less of land immediately abutting the former public way to be utilized as a yard area.
4. That Urban Development and Investment Corporation will donate to the City of Cambridge approximately 900 square feet more or less of land to be used as a public way;

and be it further

ORDERED:

That all of the foregoing orders and all conditions claimed therein are contingent upon the issuance of a special permit by the Planning Board to construct thirty-nine townhouse units on the land Urban Development and Investment Corporation presently holds under option.

In City Council September 28, 1981.

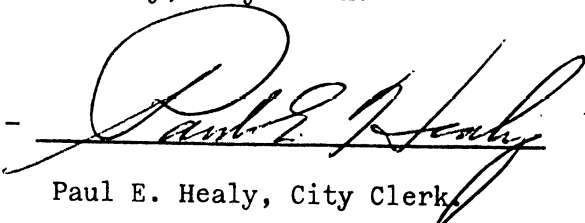
Adopted by a yea and nay vote:-

Yeas 9; Nays 0; Absent 0.

Attest:- Paul E. Healy, City Clerk..

A true copy;

ATTEST:-


Paul E. Healy, City Clerk.

310B-F

C.W. Sullivan order re: Discontinuance of
the rear portion of Cogswell Avenue.

In City Council,

September 28, 1981