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CITY OF CAMBRIDGE IN CITY COUNCIL

November 1, 1976

NOV 22 75 AM 11:14 111 RE 3007

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 at the request of any Department and with the approval of the City Manager and the authorization of the City Council, 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 Public Works Department requested and the City Manager and the City Council have since approved and authorized that the City should under the provisions of the aforesaid Chapters of the General Laws take and hold, for the purpose of fueling vehicles owned and used by the City of Cambridge, the parcels of land hereinafter bounded and described; and

WHEREAS, an appropriation sufficient to cover the estimated expense thereof has been duly made by the City Council as required by the aforesaid Sections of Chapters 40 and 43 by an order adopted and approved by the City Manager on November 1, 1976.

NOW, THEREFORE, by virtue and in pursuance of the authority conferred by said Chapters of the General Laws and by every other power and authority it thereto enabling, the City of Cambridge, by its City Council, does hereby take the land hereinafter described for the purpose of fueling City owned vehicles and all easements, privileges and appurtenances thereto belonging as well as all trees and all buildings and structures thereon. Intending to take and hereby taking in fee simple all the land included within such description by whomsoever the same may be owned, including the fee to the center of any and all streets, highways and public ways contig-

1286  
SEE PLAN IN RECORD BOOK 13096 PAGE 654

uous and adjacent to the said areas, but excluding any and all easements in Western Avenue or Franklin Street, bounded and described, viz:

A certain parcel of land located at 27-29 Western Avenue, Cambridge, Middlesex County, Massachusetts, <sup>shown on PLAN recorded herewith</sup> shown on the will in the estate of Matilda Norris in Middlesex Probate Court, Docket Number 260082 and more particularly bounded and described as follows:

SOUTHERLY, by Franklin Street, 18.26 feet;

WESTERLY, by land now or formerly of Tobin, 60.0 feet;

NORTHERLY, by land now or formerly of Kelley, 66.0 feet; and

EASTERLY, by Western Avenue, 85.25 feet;

Containing approximately 2,810 square feet, be any or all of said measurements and contents more or less.

The damages awarded with respect to such parcel is \$19,100.00 and the supposed owner thereof is George M. Norris.

In City Council November 1, 1976.

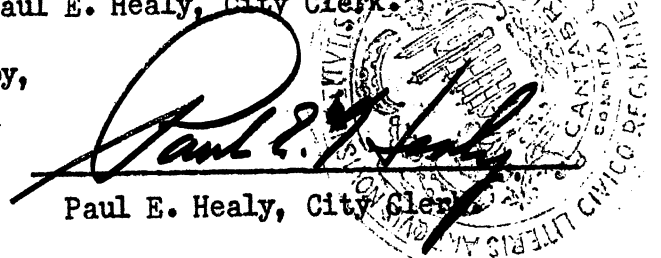
Adopted by a yea and nay vote:-

Yeas 7; Nays 0; Absent 2.

Attest:- Paul E. Healy, City Clerk.

A true copy,

ATTEST:-

  
Paul E. Healy, City Clerk



# City of Cambridge

IN CITY COUNCIL  
November 1, 1976

ORDERED:

The taking of the land in fee herein described for the purpose of fueling of vehicles owned and used by the City of Cambridge, as requested by the Public Works Department and approved by the City Manager, is hereby authorized in accordance with General Laws, Chapter 40, Section 14 and Chapter 43, Section 30, as amended.

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In City Council November 1, 1976.

Adopted by a yeas and nays votes.

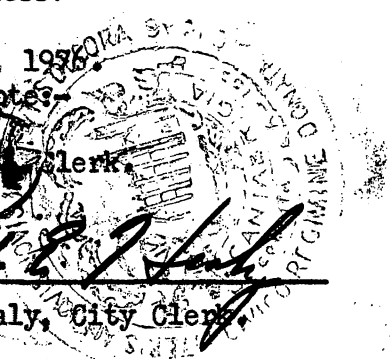
Yeas 7; Nays 0; Absent

Attest:- Paul E. Healy, City Clerk

A true copy,

ATTEST:-

  
Paul E. Healy, City Clerk



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*[Handwritten scribble]*

RECEIVED

MAIL TO:

*City of Cambridge*  


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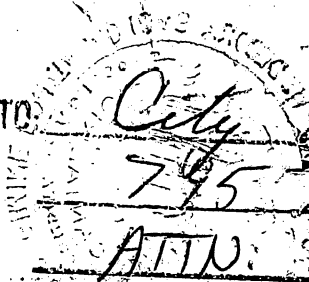
*775 Mass. Ave.*  


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*ATTN: City Solicitor's Office*  


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*Cambridge, Mass. 02139*



CITY COUNCIL  
CITY OF CAMBRIDGE

November 1, 1976

INTRODUCED BY CITY MANAGER JAMES L. SULLIVAN

AN ORDER CONCERNING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 1976

ORDERED: That, in addition to sums previously appropriated by the City Council for the fiscal period 1976-77, the following sum is hereby appropriated in the General Fund of the City of Cambridge:

<u>FUNCTION</u>	<u>DEPARTMENT OR PROGRAM</u>	<u>SALARIES &amp; WAGES</u>	<u>TRAINING &amp; TRAVEL</u>	<u>OTHER ORDINARY MAINTENANCE</u>	<u>EXTRAORDINARY EXPENDITURES</u>	<u>APPROPRIATIONS</u>
General Government	Law				\$19,100.00	\$19,100.00

BE IT FURTHER ORDERED: That the above appropriations in the General Fund are to be financed by estimated revenues drawn from the following sources:

<u>FINANCING PLAN</u>	<u>REVENUE</u>
Miscellaneous Revenues	
Sale of City Land	\$19,100.00



# City of Cambridge

IN CITY COUNCIL  
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In City Council November 1, 1976.

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A true copy,

ATTEST:-

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

CITY OF CAMBRIDGE IN CITY COUNCIL

November 1, 1976

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WHEREAS, the Public Works Department requested and the City Manager and the City Council have since approved and authorized that the City should under the provisions of the aforesaid Chapters of the General Laws take and hold, for the purpose of fueling vehicles owned and used by the City of Cambridge, the parcels of land hereinafter bounded and described; and

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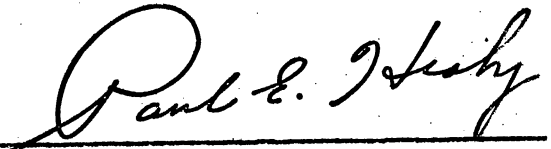
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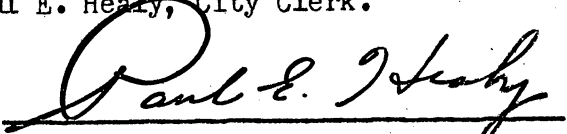
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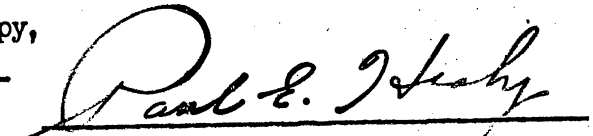
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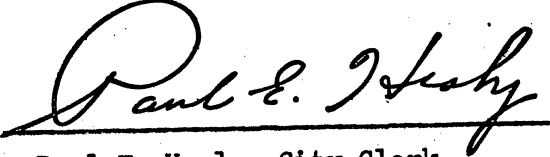
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# City of Cambridge

MASSACHUSETTS

Agenda #8 Appropriation of \$19,100.00 for the taking of land by eminent domain at 27 Western Avenue.

In City Council November 1 1976

	YEA	NAY	ABSENT	PRESENT
Mrs. Ackermann	✓			
Mr. Clem	✓			
Mr. Clinton	✓			
Mr. Danehy	✓			
Mr. Duehay	✓			
Mrs. Graham	✓			
Mr. Russell			✓	
Mr. Sullivan			✓	
Mayor Vellucci	✓			

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*Res*  
*pp*  
*7*

# City of Cambridge

MASSACHUSETTS

Agenda #8 Authorization of the taking of land In City Council November 1, 1976 1976  
by eminent domain at 27 Western Avenue

	YEA	NAY	ABSENT	PRESENT
Mrs. Ackermann	✓			
Mr. Clem	✓			
Mr. Clinton	✓			
Mr. Danehy	✓			
Mr. Duehay	✓			
Mrs. Graham				
Mr. Russell			✓	
Mr. Sullivan	✓		✓	
Mayor Vellucci	✓			

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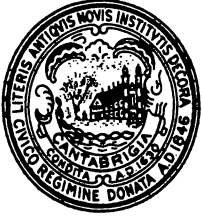
# City of Cambridge

MASSACHUSETTS

Agenda #8 Order of taking by eminent domain at 27 Western Avenue In City Council November 1 1976

	YEA	NAY	ABSENT	PRESENT
Mrs. Ackermann	✓			
Mr. Clem	✓			
Mr. Clinton	✓			
Mr. Danehy	✓			
Mr. Duehay	✓			
Mrs. Graham	✓			
Mr. Russell			✓	
Mr. Sullivan			✓	
Mayor Vellucci	✓			

7 0 2



# CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139  
Tel. 876-8800

EXECUTIVE DEPARTMENT  
JAMES L. SULLIVAN  
City Manager

November 1, 1976

To The Honorable City Council  
City Hall  
Cambridge, Massachusetts 02139

Subject: Eminent Domain Taking;  
27 Western Avenue

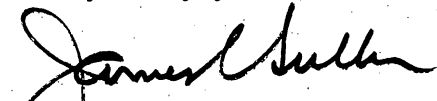
Dear Councillors:

We have recently learned that the owner of the gas station at 27 Western Avenue is negotiating to sell that property. Because of the location of this parcel, next to the Police Station in Central Square, it seems a wise move for the City to intervene before the owner has consummated his sale and to take this property by eminent domain. The property would be used by the Police and other City Departments for fueling their official vehicles.

Enclosed are the following three documents, which must be adopted by a two thirds vote to initiate this taking:

1. the appropriation;
2. the authorization;
3. the order of taking.

Very truly yours,

  
James L. Sullivan  
City Manager

JLS:gc  
Encs.

Appropriation, authorization and order of taking by eminent domain; 27 Western Avenue.

11/4/76

City Solicitor re ONE  
Order and Rule Case

In City Council,  
November 1, 1976

11/1/1976

Order

Adopted

F-0-2

RLS  
RP  
h