



# City of Cambridge

IN CITY COUNCIL

June 4, 1979

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 recreation open space purposes the parcel 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 Chapter 40 and 43;

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 recreation open space purposes and all easements, privileges and appurtenances thereto belonging as well as all trees and all 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 contiguous and adjacent to the said areas, but excluding any and all easements in West Street bounded and described, vis:

A certain developed parcel of land situated in Cambridge bounded and described as follows:

Easterly: by Broadway Terrace; 115.0'

Southerly: by West Street; 100.0'

Westerly: by Wilder Play area; 115.0'

Northerly: by land now or formerly owned by Evelyn T. Hubley and land owned by Lawrence C. & Roberta Piro; 100.0'

containing 11,500 square feet more or less.

ORDERED:

*Chap 40 Section 14*

The taking of fee simple title in land herein described is hereby authorized in accordance with General Laws, Chapter 14 and Chapter 43, Section 30 as amended for the purpose of public recreation open space.

Said land is described as a certain developed parcel of land situated in Cambridge, bounded and described as follows:

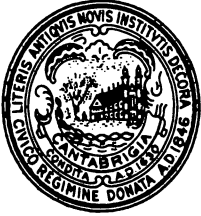
Easterly: by Broadway Terrace; 115.0'

Southerly: by West Street; 100.0'

Westerly: by Wilder Play area; 115.0'

Northerly: by land now or formerly owned by Evelyn T. Hubley and land owned by Lawrence C. & Roberta Piro; 100.0'

containing 11,500 square feet more or less. The amount of damages to be awarded for this taking will be \$250,000.



# CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139  
Tel. 498-9011

EXECUTIVE DEPARTMENT  
JAMES L. SULLIVAN  
City Manager

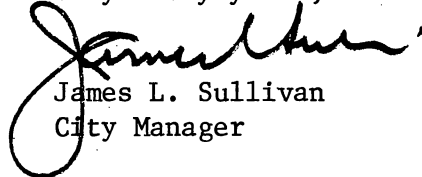
June 4, 1979

To the Honorable, the City Council:

In accordance with the Council resolution of May 14, 1979 and the legal interpretation by the City Solicitor, which is included in this agenda, I am complying with the request of the City Council to take the necessary action so that they may vote formally on the taking of the Pelrine property on West Street by eminent domain and for the necessary appropriation.

The law requires that in order for this action to be effective, a two-thirds vote of the City Council is necessary.

Very truly yours,

  
James L. Sullivan  
City Manager

JLS/nwc

P-296

Order of Taking for the acquisition of the  
Pelrine property located at 35-43 West St.  
in response to the Council resolution of  
May 14, 1979.

6/11/79 Order  
Failed 5-1-2-1  
ON MOTION OF L. Duchay  
AFTER REMOVAL FROM TABLE

In City Council,

June 4, 1979

6/4/1979  
NO ACTION TAKEN  
Council Adjourned  
Before Reaching  
This Item.

6/11/79 L. Duchay moved  
IT FROM THE TABLE -  
WHERE IT REPOSED 6/4/79  
See Order # 31 of 6/11/79  
which failed of adoption  
when reintroduced