

CITY OF NEW BEDFORD

IN CITY COUNCIL

July 20, 2017

Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **WHALERS WOODS BOULEVARD**, 40 feet wide, from Sta. 0+31.27 at Church Street 364.21 feet westerly to terminus at Sta. 3+95.48 be laid out and accepted.

The area taken for this layout of **WHALERS WOODS BOULEVARD**, 40 feet wide, from Sta. 0+31.27 at Church Street 364.21 feet westerly to terminus at Sta. 3+95.48 is bounded and described as follows:

From a point of beginning, said point being located in the westerly sideline of Church Street and being the northeasterly corner of the area to be described;

Thence S $08^{\circ}15'36''$ W a distance of 80.01', to a point;

Thence with a curve turning to the left with an arc length of 31.07', with a radius of 20.00', and a central angle of $88^{\circ}59'46''$, to a point;

Thence N $80^{\circ}44'10''$ W, a distance of 135.69', to a point;

Thence with a curve turning to the right with an arc length of 84.02', with a radius of 250.00', with a central angle of $19^{\circ}15'25''$, to a point;

Thence with a reverse curve turning to the left with an arc length of 88.37', with a radius of 150.00', and a central angle of $33^{\circ}45'18''$, to a point;

Thence S $84^{\circ}45'57''$ W, a distance of 11.05', to a point;

Thence with a curve turning to the left with an arc length of 31.19', with a radius of 20.00', and a central angle of $89^{\circ}20'40''$, to a point in the easterly sideline of Mate Drive;

Thence with a reverse curve turning to the left with an arc length of 4.37', with a radius of 140.00', and a central angle of $01^{\circ}47'11''$, in the easterly sideline of Mate Drive, to a point;

Thence N $06^{\circ}22'04''$ W, a distance of 75.02', in the sideline of Mate Drive, to a point;

Thence with a curve turning to the left with an arc length of 31.02', with a radius of 20.00', and a central angle of $88^{\circ}51'58''$, to a point;

Thence N $84^{\circ}45'57''$ E, a distance of 12.55', to a point;

Thence with a curve turning to the right with an arc length of 111.94', with a radius of 190.00', and a central angle of $33^{\circ}45'18''$, to a point;

Thence with a reverse curve turning to the left with an arc length of 70.58', with a radius of 210.00', and a central angle of $19^{\circ}15'25''$, to a point;

Thence S $80^{\circ}44'10''$ E a distance of 134.29', to a point;

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Thence with a curve turning to the left with an arc length of 31.77', with a radius of 20.00', and a central angle of 91°00'14", to a point in the westerly sideline of Church Street, and the point of beginning.

The above-described road contains an area of approximately 14,911 square feet (about 0.342 acres) and is more particularly shown on a plan entitled: "PLAN AND PROFILE OF THE LAYOUT OF WHALERS WOODS BOULEVARD 40' WIDE RIGHT OF WAY CONTAINING 14,911 SQ. FT. (0.342 AC±) FROM STA 0+31.27 AT CHURCH STREET 364.21 FT WESTERLY TO TERMINUS AT STATION 34+95.48" at a scale of 1"=40' Horizontal and 1"=4' Vertical," dated May 17, 2017, prepared by Prime Engineering and certified by Bernard N. Perrotty, P.L.S.

Said road being the same right-of-way for Whalers Woods Boulevard as shown on the definitive subdivision plans of Whalers Woods Estates.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property aforesaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2018 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **WHALERS WOODS BOULEVARD**, and the grade therefor is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

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AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.