

# 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 **SCHOONER COURT**, 40 feet wide, from Sta. 0+20 at Whalers Woods Boulevard 217.36 feet northerly to terminus at Sta. 2+37.36 be laid out and accepted.

The area taken for this layout of **SCHOONER COURT**, 40 feet wide, from Sta. 0+20 at Whalers Woods Boulevard 217.36 feet northerly to terminus at Sta. 2+37.36 is bounded and described as follows:

From a point of beginning, said point being located in the northerly sideline of Whalers Woods Boulevard and being the southeasterly corner of the area to be described;

Thence N 80°44'10" W, a distance of 69.54', in the northerly line of Whalers Woods Blvd, to a point;

Thence, continuing in the northerly sideline of Whalers Woods Blvd, with a curve turning to the right with an arc length of 11.57', with a radius of 210.00', and a central angle of 03°09'23", to a point;

Thence with a reverse curve turning to the left with an arc length of 32.52', with a radius of 20.00', and a central angle of 93°09'23", to a point;

Thence N 09°15'50" E, a distance of 21.40', to a point;

Thence with a curve turning to the left with an arc length of 42.54', with a radius of 100.00', and a central angle of 24°22'28", to a point;

Thence N 15°06'38" W, a distance of 17.18', to a point;

Thence with a curve turning to the left with an arc length of 19.25', with a radius of 20.00', and a central angle of 55°09'00", to a point;

Thence with a reverse curve turning to the right with an arc length of 253.33', with a radius of 50.00', and a central angle of 290°18'01", to a point;

Thence with a reverse curve turning to the left with an arc length of 19.25', with a radius of 20.00', and a central angle of 55°09'00", to a point;

Thence S 15°06'38" E, a distance of 17.18', to a point;

Thence with a curve turning to the right with an arc length of 59.56', with a radius of 140.00', and a central angle of 24°22'28", to a point;

Thence S 09°15'50" W, a distance of 21.68', to a point;

Thence with a curve turning to the left with an arc length of 31.42', with a radius of 20.00', and a central angle of 90°00'00", to a point in the sideline of Whalers Wood Boulevard and the point of beginning.

The above-described road contains an area of approximately 12,819 square feet (about 0.294 acres) and is more particularly shown on a plan entitled: "PLAN AND PROFILE OF THE LAYOUT OF SCHOONER COURT 40' WIDE RIGHT OF WAY CONTAINING 12,819 SQ. FT. (0.294 AC±) FROM STA 0+20 AT WHALERS WOODS BOULEVARD 217.36 FT NORTHERLY TO TERMINUS AT STATION 2+37.36" 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 Schooner Court 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 **SCHOONER COURT**, 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.

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.