



**CITY OF NEW BEDFORD**

**JONATHAN F. MITCHELL, MAYOR**

February 2, 2016

Council President Linda Morad  
Members of the City Council  
City Hall  
133 William Street  
New Bedford, MA 02740

Re: Termination of Easement

Dear Council President Morad and Honorable Members:

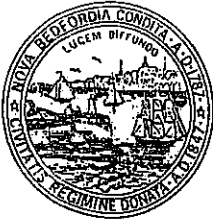
I am submitting herewith for your consideration, a proposed Order authorizing the Mayor to execute a Termination of Easement with Laurindo M. Vasconcelos and Margarida Vasconcelos the current owners of property located at the corner of Becket and Adelaide Streets shown as Lot 4A on a plan entitled "Plan of Land Situated in New Bedford, MA surveyed for Irma Spiliopoulos November 1, 2009" as evidenced by deed dated July 1, 2014, recorded in the Bristol County S.D. Registry of Deeds in Book 11116, page 162 also shown as Lot 481 on City Assessors Map 130. The Department of Public Infrastructure has determined that this easement is no longer needed by the City of New Bedford.

Very truly yours,

  
Jonathan F. Mitchell  
Mayor

JFM/lp  
enc.

cc: Ronald Labelle, DPI Commissioner  
Jane M. Friedman, First Assistant City Solicitor



# CITY OF NEW BEDFORD

## CITY COUNCIL

February 11, 2016

31

*Ordered*, that the Mayor on behalf of the City of New Bedford is authorized to execute a Termination of Easement for the sewer easement granted to the City on July 13, 1981 by Herman and Victoria Mazewski for property shown as Lot 4A on a plan of land entitled, "Plan of Land situated in New Bedford, MA surveyed for Irma Spiliopoulos November 1, 2009" as evidenced by deed dated July 1, 2014, recorded in the Bristol County S.D. Registry of Deeds in Book 11116, page 162. A copy of said Termination of Easement is attached hereto and made a part thereof.

## TERMINATION OF EASEMENT

Whereas Laurindo M. Vasconcelos and Margarida Vasconcelos (hereinafter called the Vasconcelos'), are the owners of the property shown as Lot 4A on Plan entitled "Plan of Land Situated in New Bedford, MA surveyed for Irma Spiliopoulos November 1, 2009" as evidenced by deed dated July 1, 2014, recorded in the Bristol County S.D. Registry of Deeds in Book 11116, page 162;

Whereas the City of New Bedford, a municipal corporation organized under the laws of the Commonwealth of Massachusetts of 133 William St., New Bedford, Massachusetts, was granted an easement from the Vasconcelos' predecessors in interest dated July 13, 1981 and recorded in the Bristol County S.D. Registry of Deeds in Book 1826, Page 17;

Whereas the Vasconcelos' have granted the City of New Bedford and Roger L. Lacoste and Lorraine A. Lacoste a new Easement recorded herewith;

Whereas the Vasconcelos' and the City of New Bedford wish to terminate the Easement recorded in Bristol County S.D. Registry of Deeds in Book 1826, Page 17 and extinguish all of the perpetual rights granted therein;

Now Therefore, for consideration paid, the Vasconcelos' and the City of New Bedford agree that the Easement dated July 13, 1981 and recorded in the Bristol County S.D. Registry of Deeds in Book 1826, Page 17 is hereby terminated and all rights granted therein are extinguished.

In Witness Whereof, we have hereunto set our hands and seals this \_\_\_\_ day of February 2016.

\_\_\_\_\_  
Laurindo M. Vasconcelos

\_\_\_\_\_  
Margarida Vasconcelos

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

February \_\_\_\_, 2016

On this day before me, the undersigned Notary Public, personally appeared Laurindo M. Vasconcelos and Margarida Vasconcelos, and proved to me through satisfactory evidence of identification, which was a  photographic identification with signature issued by a federal or state governmental agency,  oath or affirmation of a credible witness,  personal knowledge of the undersigned, to be the person(s) whose name(s) is/are signed above, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose and it was his/her/their free act and deed.

\_\_\_\_\_  
Notary Public:  
My Commission Expires:

In Witness Whereof, we have hereunto set our hands and seals this \_\_\_\_ day of February 2016.

CITY OF NEW BEDFORD

\_\_\_\_\_

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

February \_\_\_\_, 2016

On this day before me, the undersigned Notary Public, personally appeared \_\_\_\_\_, and proved to me through satisfactory evidence of identification, which was a  photographic identification with signature issued by a federal or state governmental agency,  oath or affirmation of a credible witness,  personal knowledge of the undersigned, to be the person(s) whose name(s) is/are signed above, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose and it was his/her/their free act and deed.

\_\_\_\_\_  
Notary Public:  
My Commission Expires:

ESMT TO CITY  
TO THE TERMINATED

Bristol South

Registry of Deeds

Not for Official Use

6494 MASSACHUSETTS OUTCLAIM DEED (FORM INDIVIDUAL) 801

WE, HERMAN MAZEWSKI and VICTORIA MAZEWSKI, husband and wife

of New Bedford Bristol County, Massachusetts

being married, for consideration paid, and in full consideration of \$1.00

grant to City of New Bedford, a municipal corporation organized under the laws of the Commonwealth of Massachusetts of William Street New Bedford, Mass. with quitclaim covenants

XXXXXXXX AN EASEMENT OF LAND IN SAID NEW BEDFORD

(Description and Encumbrances, if any)

Granting unto the said City of New Bedford the right to lay, repair and maintain sewerage pipes on premises of the grantors, more particularly bounded and described as follows:

BEGINNING at a point in the northwesterly corner of Lot 65 on a plan hereinafter mentioned, said point being in the south line of Becket Street, ninety-seven and 38/100 (97.38) feet easterly from the intersection of the south line of Becket Street with the east line of Adelaide Street; thence EASTERLY in said south line of Becket Street, eighteen (18) feet to a corner;

thence SOUTHERLY in a line parallel with the west line of Lot 65, eighty and 54/100 (80.54) feet to a corner;

thence WESTERLY in line of other land of said grantors, eighteen (18) feet to the east line of Lot 64 on said plan; and

thence NORTHERLY in line of said Lot 64 and Lot 63 on said plan, eighty and 54/100 (80.54) feet to the south line of Becket Street and the place of beginning.

BEING a part of Lot 65 on a Plan of Russell Park, filed in Bristol County (S.D.) Registry of Deeds in Plan Book 25, Page 183.

FOR OUR TITLE see deed of Samuel Julio et ux dated July 7, 1946 and recorded in said Registry of Deeds in Book 945, Page 131-132.

Witness our hand and seal this 13th day of JULY 19 81  
*Charles S. Soule*  
*Herman Mazewski*  
*Victoria Mazewski*

The Commonwealth of Massachusetts  
BRISTOL, ss. New Bedford July 13, 19 81

Then personally appeared the above named HERMAN MAZEWSKI & VICTORIA MAZEWSKI and acknowledged the foregoing instrument to be their free act and deed, before me

*Charles S. Soule*  
Notary Public - XXXXXXXXXXX

Received & Recorded July 13, 1981 at 3 hrs. 17 min. PM. 19 85  
BOOK 1826 PAGE 17. Attest: *[Signature]*  
My commission expires March 29, 1985  
Notary Public - XXXXXXXXXXX

Bristol South

Registry of Deeds

Not for Official Use

South

Deeds

Not for Official Use

Not for

Not for

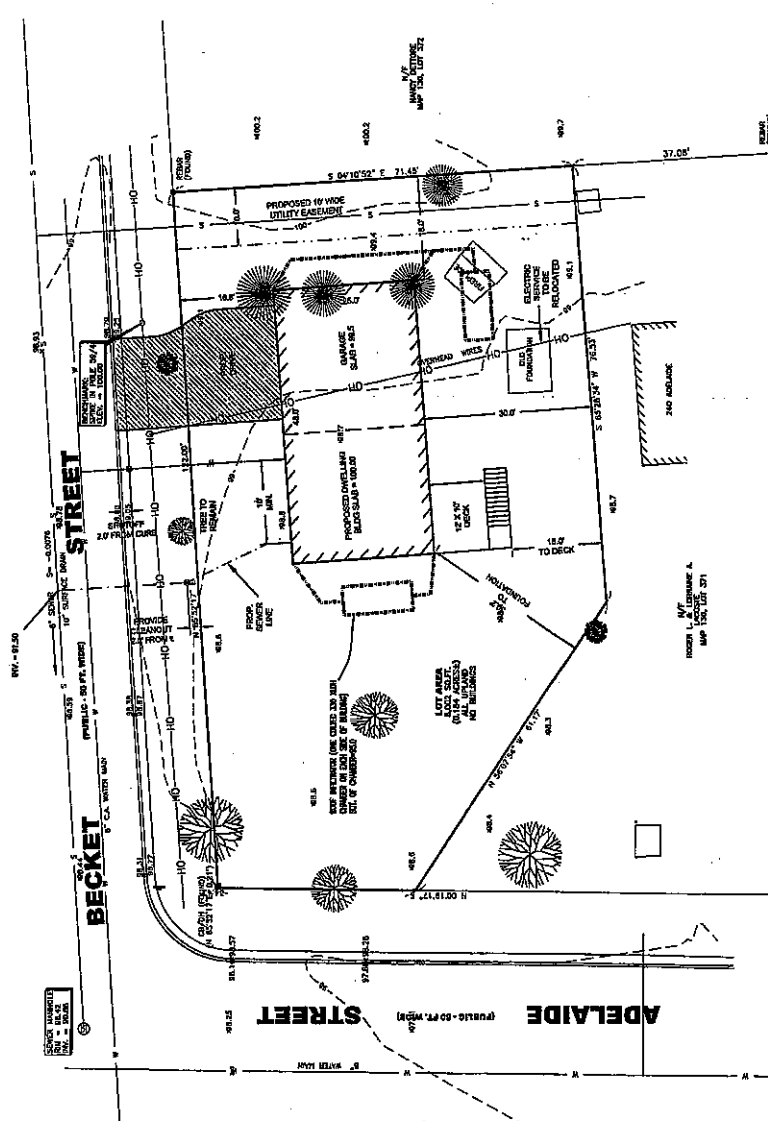
**NOTES:**

1. THE SUBJECT PROPERTY IS SHOWN AS PARCEL 130-481 IN THE CITY OF NEW BEDFORD ZONING ORDINANCE.
2. THE SUBJECT PROPERTY IS SHOWN AS PARCEL 130-481 IN THE DISTRICT COUNTY REGISTER OF DEEDS (D.C.R.) FOR THE YEAR 2013.
3. THE SUBJECT PROPERTY IS SHOWN AS LOT 4A ON A PLAN ON RECORD AT SAO REGISTER OF DEEDS AT PLAN BOOK 165, PAGE 37.
4. THE SUBJECT PROPERTY IS LOCATED IN ZONE X, AREA OF MINIMAL FLOODING, AS SHOWN ON THE SUBJECT AS SHOWN ON THE 2013 CITY OF NEW BEDFORD ZONING MAP.
5. THE SUBJECT PROPERTY IS LOCATED IN ZONE X, AREA OF MINIMAL FLOODING, AS SHOWN ON THE SUBJECT AS SHOWN ON THE 2013 CITY OF NEW BEDFORD ZONING MAP.
6. THE SUBJECT PROPERTY IS LOCATED IN ZONE X, AREA OF MINIMAL FLOODING, AS SHOWN ON THE SUBJECT AS SHOWN ON THE 2013 CITY OF NEW BEDFORD ZONING MAP.
7. THE LOCATION OF THE SEWER LATERAL SHOWN CROSSING THE SUBJECT PROPERTY IS BASED ON A RECORD DRAWING AT THE CITY OF NEW BEDFORD DEPARTMENT OF PUBLIC INFRASTRUCTURE AND UTILITIES, MAP 150-127-371.
8. THE LOCATION OF THE WATER MAINS SHOWN CROSSING THE SUBJECT PROPERTY IS BASED ON A RECORD DRAWING AT THE CITY OF NEW BEDFORD DEPARTMENT OF PUBLIC INFRASTRUCTURE AND UTILITIES, MAP 150-127-371.
9. THE LOCATION OF THE WATER MAINS SHOWN CROSSING THE SUBJECT PROPERTY IS BASED ON A RECORD DRAWING AT THE CITY OF NEW BEDFORD DEPARTMENT OF PUBLIC INFRASTRUCTURE AND UTILITIES, MAP 150-127-371.

**ZONING SUMMARY**

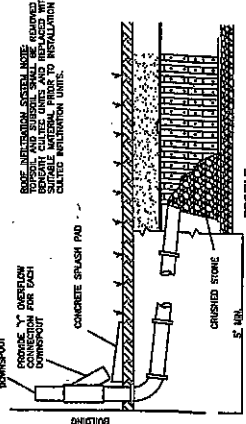
CRITERIA	REQUIRED	PROVIDED
AREA (SF)	6,000 SF	6,000 SF
FRONT YARD (LF)	75'	122'
SIDE YARD (LF)	10'	16.6'
REAR YARD (LF)	30'	30'
% COVERAGE	40%	20%
GREEN SPACE	50%	50%

\* EXCEEDS THE AVERAGE OF ADJACENT BUILDINGS' EXISTING SETBACK WITHIN 200'



- CONSTRUCTION NOTES:**
1. THE PROPOSED WATER SERVICE IS TO BE 1" COPPER.
  2. CONDUITS TO BE 1" COPPER.
  3. ALL WORK TO COMPLY WITH CITY OF NEW BEDFORD REGULATIONS.

LINE	DESCRIPTION
1	PROPOSED WATER SERVICE
2	PROPOSED WATER CONDUIT
3	PROPOSED WATER MAIN
4	PROPOSED WATER MAIN
5	PROPOSED WATER MAIN
6	PROPOSED WATER MAIN
7	PROPOSED WATER MAIN
8	PROPOSED WATER MAIN
9	PROPOSED WATER MAIN
10	PROPOSED WATER MAIN



**NOTE:** CHANNELS TO BE PROPOSED TO BE PLACED AS SHOWN ON THE GRADING PLAN. CHANNELS SHALL BE PLACED AS SHOWN ON THE GRADING PLAN TO BE CHANGES.

**PROPOSED DWELLING**  
**ASSESSORS' MAP 130, LOT 481**  
**NEW BEDFORD, MASSACHUSETTS**  
**RICHARD HOPPES**

**PRIME ENGINEERING**

DATE: 08/26/2014  
 TIME: 10:00 AM  
 DRAWN BY: J. HOPPES  
 CHECKED BY: J. HOPPES  
 APPROVED BY: J. HOPPES  
 SCALE: 1" = 10'

PROJECT NO: 130-481  
 SHEET NO: 1 OF 1  
 DATE: 08/26/2014  
 TIME: 10:00 AM