

## **ORDER OF TAKING**

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79 and Chapter 82, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto as Exhibit A, does hereby take, for and on behalf of the Inhabitants of the City of Northampton, the temporary and permanent easements in, on, under and over the parcels referenced in Exhibit B, for all purposes for which public ways are used in the City of Northampton, including the alteration of Parsons Street, Bridge Street, Pomeroy Terrace, Hawley Street, North Street, Highland Avenue, Walnut Street, and Cherry Street, each a public way in and for the City of Northampton, in accordance with the Massachusetts Safe Routes to School program.

The permanent easements hereby taken are shown on a plan (three sheets) entitled, "Street Alteration and Easement Plan, Plan of Land in Northampton, MA Prepared for the City of Northampton," dated March 3, 2022, to be recorded herewith. The temporary easements hereby taken are shown as on a plan (five sheets) entitled, "Temporary Easement Plan, Plan of Land in Northampton, MA Prepared for the City of Northampton," dated March 3, 2022, to be recorded herewith.

The owners of the parcels taken hereunder, and the damages awarded, if any, are set forth in Exhibit C, attached hereto. In accordance with M.G.L. Chapter 79 § 6, as amended, such damage awards are made by the City of Northampton for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any interest in the property and entitled to any damages by reason of the taking. The City of Northampton reserves the right to amend the award at any time prior to payment for good cause shown.

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IN WITNESS WHEREOF, the duly elected and sitting members of the City Council of the City of Northampton, have executed this Order of Taking this \_\_\_\_ day of \_\_\_\_\_, 2022.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

\_\_\_\_\_  
Marissa Elkins  
AT-LARGE COUNCILOR

\_\_\_\_\_  
Jamila Gore  
AT-LARGE COUNCILOR

\_\_\_\_\_  
Stanley W. Moulton, III  
WARD 1 COUNCILOR

\_\_\_\_\_  
Karen Foster  
WARD 2 COUNCILOR

\_\_\_\_\_  
James Nash  
WARD 3 COUNCILOR

\_\_\_\_\_  
Garrick M. Perry  
WARD 4 COUNCILOR

\_\_\_\_\_  
Alex Jarrett  
WARD 5 COUNCILOR

\_\_\_\_\_  
Marianne L. LaBarge  
WARD 6 COUNCILOR

\_\_\_\_\_  
Rachel Maiore  
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK  
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Laura Krutzler, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on \_\_\_\_\_, 2022, by Marissa Elkins, Jamila Gore, Stanley W. Moulton, III, Karen Foster, James Nash, Garrick M. Perry, Alex Jarrett, Marianne L. LaBarge, and Rachel Maiore, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, Massachusetts.

Signed this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Laura Krutzler  
Clerk to City Council  
City of Northampton, Massachusetts

**EXHIBIT A**  
**CITY COUNCIL ORDER**

**EXHIBIT B  
OWNERS AND LIENHOLDERS**

**1. Parcel E-1 and TE-1: 117 North Street: Book 13556, Page 76**

Owner: Susan McEvoy, 117 North Street, Northampton, MA 01060

Lienholder: None

**2. Parcel TE-2: 86 Parsons Street: Book 3718, Page 230**

Owner: Patricia M. Kingston, 86 Parsons Street, Northampton, MA 01060

Lienholder: None

**3. Parcel TE-3: 82 Parsons Street: Book 5903, Page 175**

Owner 1: Jill Boski,, 86 SE Cutter Lane, Vancouver, WA 98661

Owner 2: Barbara Boski, 82 Parsons Street, Northampton, MA 01060

Lienholder: None

**4. Parcel E-2 and TE-4: 36 Highland Ave: Book 13320, Page 183**

Owner: Erik W. Cheries, 36 Highland Avenue, Northampton, MA 01060

Lienholder

Bank of America: Book 13320, Page 186

101 South Tyron Street

Charlotte, NC 28255

**5. Parcel E-3 and TE-5: 37 Highland Ave: Book 8104, Page 185**

Owner 1: Jenny M. Hein, P.O. Box 833, Northampton, MA 01061

Lienholder: None

**6. Parcel TE-6: 22 Linden Street: Book 1629, Page 227**

Owner 1: Donald R. Dion, P.O. Box 656, Hadley, MA 01035

Lienholder: None

**7. Parcel E-4 and TE-7: 17 Linden Street: Book 13938, Page 170**

Owner 1: Stefana Soitos, 7 Dwight Street, Watertown, MA 02472

Owner 2: Stephen Soitos (life estate holder), 17 Linden Street, Northampton, MA 01060

Lienholder: None

**8. Parcel E-5 and TE-8: 34 Parsons Street: Book 1801, Page 49**

Devises under the Will of Jean C. Michalowski:

Owner 1: Deborah J. Laprade, c/o Thomas F. Laprade, 38 Dwight Street, Hatfield, MA 01038

Owner 2: Karen M. Bridges, 44 Dwight Street, Hatfield, MA 01038

Owner 3: Sharon L. Hill, 6536 Yankee Road, Liberty Township, OH 45044

Owner 4: Linda J. Scarsella, 1756 Stoney Creek Court, Valpraiso, IN 46385

Lienholder

Linda Manor Extended Care Facility

349 Haydenville Road, Leeds, MA 01053

**9. Parcel E-6 and TE-9: 60 Walnut Street: Book 7611, Page 15**

Owner: James L. Podolak, P.O Box 387, Northampton, MA 01061

Lienholder

Easthampton Savings Bank: Book 11511, Page 238

36 Main Street, Easthampton, MA 01027

**10. Parcel E-7 and TE-10: 24 Parsons Street: Book 9500, Page 351**

Owner: Dana L. Gillette, 168 Chestnut Street, Florence, MA 01062

Lienholder 1

Greenfield Cooperative Bank: Book 14405, Page 101

63 Federal Street, P.O. Box 1345, Greenfield, MA 01302-1345

**11. Parcel E-8 and TE-11: 72 Cherry Street: Book 5697, Page 97**

Owner: Frederick C. Zinn and Megan E. Rubiner-Zinn, 72 Cherry Street, Northampton MA 01060

Lienholder

Greenfield Cooperative Bank: Book 13565, Page 52

63 Federal Street, P.O. Box 1345, Greenfield, MA 01302-1345

**12. Parcel E-9 and TE-12: 71 Cherry Street: Book 11659, Page 28**

Owner: Richard D. Lloyd and Binda Colebrook, 71 Cherry Street, Northampton MA 01060

Lienholder 1

Greenfield Savings Bank: Book 11659, Page 31  
400 Main Street, Greenfield, MA 01301

Lienholder 2

UMASS Five College Credit Union: Book 11895, Page 288  
200 Westgate Center Drive P.O. Box 1060, Hadley, MA 01035

**13. TE-13: 14 Parsons Street: Book 2978, Page 97**

Owner: Kevin C. Netto and Jovita B. Netto, 90 Southampton Road, Westhampton MA 01027

Lienholder

Northampton Cooperative Bank: Book 10550, Page 182  
67 King Street, Northampton, MA 01060

**14. TE-14: 10 Parsons Street: Book 10003, Page 154**

Owner: Joseph F. Panzica, Christopher A. Panzica and Edward M. Panzica, 6760 Greenbier Drive, Largo, FL 33777

Lienholder: None

**15. TE-15: 78 Union Street: Book 10557, Page 206**

Owner: Hailu S. Dyami, 78 Union Street, Northampton, MA 01060

Lienholder 1

Bank of America: Book 10577, Page 209  
101 South Tyron Street  
Charlotte, NC 28255

Lienholder 2

Neighborhood Assistance Corporation of America: Book 10577, Page 229  
3607 Washington Street, Jamaica Plain, MA 02130

Lienholder 3

Hampden Bank: Book 11344, Page 205  
10 Harrison Avenue, Springfield, MA 01103

**16. TE-16: 2 Pomeroy Terrace: Book 3166, Page 193**

Owner: Pomeroy Terrace Condominium Trust  
Helen M. Wroblewski, 2 Pomeroy Terrace, Unit 1, Northampton, MA 01060  
Rebecca L. Shannon, 2 Pomeroy Terrace, Unit 2, Northampton, MA 01060  
Vasilios Tourloukis, 2 Pomeroy Terrace, Unit 3, Northampton, MA 01060  
Arthur P. Apostolou, 2 Pomeroy Terrace, Unit 4, Northampton, MA 01060  
Charles William O'Neill and Patricia Formant (Unit 5), 113 Kirk Crossing Drive,  
Decatur, GA 30030  
Holly J. Keith (Unit 6), P. O. Box 924, Northampton, MA 01061  
Dorien Miller and Jeffrey Zesiger, 2 Pomeroy Terrace, Unit 7, Northampton, MA 01060

Lienholder: None

**17. TE-17: 111 Hawley Street: Book 1317, Page 391**

Owner: Edwin C. Glowatsky and Carl E. Glowatsky, 49 Henry Street, Northampton, MA 01060

Lienholder: None

**18. Parcel E-10 and TE-18: 123 Hawley Street: Book 9322, Page 161**

Owner: 123 Hawley Street, LLC, a Massachusetts limited liability company, 309 Williamsburg Road, P. O. Box 580, Williamsburg, MA 01096

Lienholder

Easthampton Savings Bank: Book 10806, Page 276  
36 Main Street, Easthampton, MA 01027

**19. TE-20: 33 Hawley Street: Book 11496, Page 73**

Owner: Northampton Community Arts Trust, Inc, a Massachusetts non-profit corporation, 33 Hawley Street, P.O Box 366, Northampton, MA 01060

Lienholder: None

**20. E-11, TE-22 and TE-23: 2 Parsons Street: Book 11834, Page 65**

Owner: City of Northampton, Department of Parks and Recreation, 210 Main Street, Northampton, MA 01060

Lienholder: None

**21. TE-24: 156 Bridge Street: Book 13291, Page 83**

Owner: City of Northampton, 210 Main Street, Northampton, MA 01060

Lienholder: None



**22. TE-21: 28-30 Holyoke Street: Book 9383, Page 126**

Owner: James P. Kwiecinski and Cynthia L. Kwiecinski of 47 Hannum Brook Drive,  
Easthampton, MA 01027

Lienholder 1

Florence Savings Bank: Book 9387, Page 78  
85 Main Street, Florence, MA 01062

Lienholder 2

Florence Savings Bank: Book 10603, Page 237  
85 Main Street, Florence, MA 01062

**EXHIBIT C  
DAMAGES FOR EASEMENTS TAKEN**

<b>Ref</b>	<b>Property Owner</b>	<b>Address</b>	<b>Taking Area(SF)</b>	<b>Damages</b>
E-1	Susan McEvoy	117 North Street	45	\$ 410
TE-1	Susan McEvoy	117 North Street	896	\$ 2,420
TE-2	Patricia M. Kingston	86 Parsons Street	353	\$ 1,410
E-2	Erik W. Cheries	36 Highland Avenue	1	\$ 10
TE-4	Erik W. Cheries	36 Highland Avenue	252	\$ 700
E-3	Jenny M. Hein	37 Highland Avenue	13	\$ 120
TE-5	Jenny M. Hein	37 Highland Avenue	560	\$ 1,550
TE-6	Donald R. Dion	22 Linden Street	482	\$ 1,700
E-4	Stefana Soitos	17 Linden Street	181	\$ 1,270
TE-7	Stefana Soitos	17 Linden Street	774	\$ 1,630
E-5	Edward & Jean Michalowski	34 Parsons Street	383	\$ 2,780
TE-8	Edward & Jean Michalowski	34 Parsons Street	441	\$ 960
E-6	James L. Podolak	60 Walnut Street	889	\$ 7,890
TE-9	James L. Podolak	60 Walnut Street	936	\$ 2,490
E-7	Dana L. Gillette	24 Parsons Street	192	\$ 2,690
TE-10	Dana L. Gillette	24 Parsons Street	602	\$ 3,370
E-8	Frederick C. Zinn and Megan E. Rubiner-Zinn	72 Cherry Street	122	\$ 1,710
TE-11	Frederick C. Zinn and Megan E. Rubiner-Zinn	72 Cherry Street	556	\$ 2,340
E-9	Richard Lloyd and Binda Colebrook (donation)	71 Cherry Street	2	\$ 0
TE-12	Richard Lloyd and Binda Colebrook (donation)	71 Cherry Street	161	\$0
TE-3	Barbara J. Boski and Jill M. Boski	82 Parsons Street	292	\$0
E-11	City of Northampton (Northampton Public Schools)	2 Parsons Street	12	\$0
TE-22	City of Northampton (Northampton Public Schools)	2 Parsons Street	2038	\$0
TE-23	City of Northampton (Northampton Public Schools)	2 Parsons Street	20	\$0

TE-13	Kevin C. Netto and Jovita B. Netto	14 Parsons Street	307	\$ 850
TE-14	Joseph F. & Christopher Panzica et. als	10 Parsons Street	247	\$ 240
TE-15	Hailu S. Dyami	78 Union Street	634	\$ 2,530
TE-16	Pomeroy Terrace Condominium	2 Pomeroy Terrace	448	\$ 1,210
TE-17	Edwin C. Glowatsky and Carl E. Glowatsky	111 Hawley Street	682	\$ 1,430
TE-18	123 Hawley Street, LLC	123 Hawley Street	826	\$ 1,730
TE-20	Northampton Community Arts Trust	33 Hawley Street	812	\$0
TE-21	James P. Kwiecinski and Cynthia L. Kwiecinski	28 Holyoke Street	282	\$ 760