

Form 1083B

PARTIAL TERMINATION OF NOTICE OF ACTIVITY AND USE LIMITATION

M.G.L. c. 21E, § 6 and 310 CMR 40.0000

Disposal Site Name: Fmr Northampton Gas Works (City of Northampton Parcel B)
DEP Release Tracking No.: 1-14222

WHEREAS, a Notice of Activity and Use Limitation has been recorded with the Hampshire County Registry of Deeds in Book 12916, Page 33 (said Notice of Activity and Use Limitation and any amendments thereto are collectively referred to herein as "Notice");

WHEREAS, said Notice sets forth limitations on use and activities, conditions and obligations affecting certain land situated in Northampton, Hampshire County, Massachusetts with the buildings and improvements thereon, said land being more particularly bounded and described in Exhibit A attached hereto and made a part hereof ("Property");

WHEREAS, the undersigned, David E. Leone, being a Licensed Site Professional, opines that the limitations on activities and uses, conditions and obligations set forth in said Notice are no longer necessary to maintain a condition of No Significant Risk at a portion of said Property, said portion being more particularly bounded and described in Exhibit A-1, attached hereto and made a part hereof, and being shown as Parcel B on a plan recorded with the Hampshire Registry of Deeds in Plan Book 241, Plan 38 ("Portion of the Property"), and accordingly, said Notice may be terminated as to said Portion of the Property;

WHEREAS, said Notice is being partially terminated because the limitations on activities and uses, conditions and obligations set forth in said Notice are no longer necessary to meet the requirements of 310 CMR 40.0000 as to said Portion of the Property.

NOW, THEREFORE, We of Northampton, Hampshire County, Massachusetts, being the owner(s) of said Property, do hereby partially terminate said Notice.

In all other respects the terms of the Notice of Activity and Use Limitation remain unchanged.

The City of Northampton authorizes and consents to the filing and recordation/and or registration of this Partial Termination of Notice of Activity and Use Limitation, said Partial Termination to become effective when executed under seal by the undersigned Licensed Site Professional and recorded and/or registered with the appropriate Registry of Deeds and/or Land Registration Office.

WITNESS the execution hereof under seal this ____ day of _____, 2023.

The City of Northampton

COMMONWEALTH OF MASSACHUSETTS

_____, ss

_____, 2023

On this ____ day of _____, 2023, before me, the undersigned notary public, personally appeared _____ (name of document signer), proved to me through satisfactory evidence of identification, which were _____, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.

(as partner for _____, a partnership)

(as _____ for _____, a corporation)

(as attorney in fact for _____, the principal)

(as _____ for _____, (a) (the) _____)

_____ (official signature and seal of notary)

The undersigned Licensed Site Professional hereby certifies that this Partial Termination of Notice of Activity and Use Limitation is consistent with a Permanent Solution and maintaining a condition of No Significant Risk.

Date: _____, 2023

David E. Leone
LSP #2647

[Licensed Site Professional SEAL]

COMMONWEALTH OF MASSACHUSETTS

_____, ss

_____, 2023

On this ____ day of _____, 2023, before me, the undersigned notary public, personally appeared _____ (name of document signer), proved to me through satisfactory evidence of identification, which were _____, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.

_____ (official signature and seal of notary)

Refer to Exhibit B for an Activity and Use Limitation Site Sketch

Upon recording, return to:

The City of Northampton
210 Main Street
Northampton, Massachusetts 01060
Attn: _____

EXHIBIT A

(Description of Parcel of Land Containing Area Subject to AUL)

Land in the City of Northampton, Hampshire County, Massachusetts on Old South Street and recorded with the Hampshire County Registry of Deeds (Book 9490, Page 156) and further described as follows:

Beginning at a point near the intersection of Old South Street and Clark Avenue which point marks the Southwesterly corner of the parcel; thence

N. $06^{\circ} 39' 10''$ W. a distance of Three Hundred Thirteen and Nine Hundredths (313.09) feet; thence

N. $83^{\circ} 46' 15''$ E. a distance of Twenty One and Eighty Eight Hundredths (21.88) feet to a point; thence

S. $06^{\circ} 10' 33''$ E. a distance of Eighty Three and Zero Hundredths (83.00) feet to a point; thence

S. $46^{\circ} 30' 33''$ E. a distance of Ninety Four and Seventy Eight Hundredths (94.78) feet to a point; thence

S. $53^{\circ} 39' 50''$ W. a distance of Twenty Four and Twenty Five Hundredths (24.25) feet to a point; thence

S. $32^{\circ} 09' 10''$ E. a distance of One Hundred Twenty Nine and Seventy Nine Hundredths (129.79) feet to the point; thence

S. $61^{\circ} 33' 47''$ W. a distance of Seventy Five and Fourteen Hundredths (75.14) feet to the point; thence

S. $83^{\circ} 10' 43''$ W. a distance of Forty Six and Ninety Six Hundredths (46.96) feet to the point or place of beginning.

EXHIBIT A-1

(Metes and Bounds Description of the Property Subject to the Partial Termination of Notice of AUL)

Parcel B (Old South Street, Northampton, MA)

The parcel herein described is more clearly designated and defined as "Parcel B" as shown on a certain Map entitled "Plan of Land, Northampton, MA. Hampshire Registry prepared for Tighe & Bond, Inc. Scale: 1" = 40' Date: 06/15/17," being a portion of parcel 31D-224 as shown on the aforementioned map, being more particularly described as follows:

Beginning at a point on the northwesterly corner of land now or formerly Elizabeth Hynes; Vol. 9490, Pg. 156, situated on the northerly side of Old South Street, said point being the following two courses from an Iron Rod Found on the southwesterly corner of land of now or formerly Biapita, LLC. Vol. 8386, Pg. 229, N 06°09' 15" W a distance of two hundred ninety-six and thirty-two hundredths (296.32') feet, thence; N 74°33' 57" E a distance of seventy and zero hundredths (70.00') feet to the point of beginning, thence;

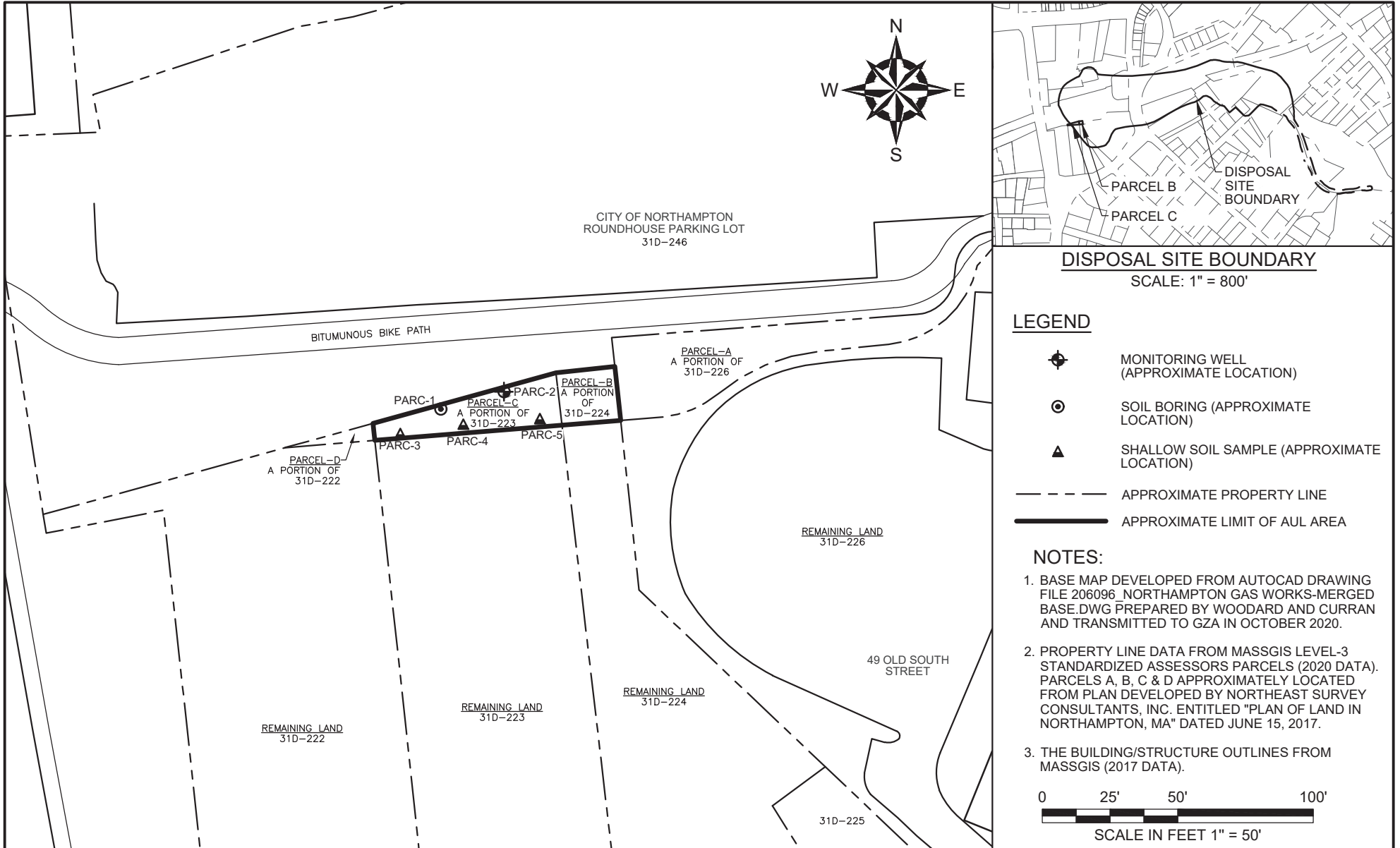
N 83°46' 15" E a distance of twenty-one and eighty-eight hundredths (21.88') feet to a point on the northeasterly corner of the land of now or formerly Elizabeth Hynes, thence;

S 06°10' 33" E a distance of twenty and three hundredths (20.03') feet to a point, thence;

S 85°21' 46" W a distance of twenty-one and seventy-three hundredths (21.73') feet across the land now or formerly Elizabeth Hynes to a point, thence;

N 06°39' 10" W a distance of nineteen and forty-three hundredths (19.43') feet back to the point and place of beginning.

The parcel herein described Contains 430 Sq. Ft. or 0.01 Acre more or less.



DISPOSAL SITE BOUNDARY
 SCALE: 1" = 800'

LEGEND

- MONITORING WELL (APPROXIMATE LOCATION)
- SOIL BORING (APPROXIMATE LOCATION)
- SHALLOW SOIL SAMPLE (APPROXIMATE LOCATION)
- APPROXIMATE PROPERTY LINE
- APPROXIMATE LIMIT OF AUL AREA

NOTES:

1. BASE MAP DEVELOPED FROM AUTOCAD DRAWING FILE 206096_NORTHAMPTON GAS WORKS-MERGED BASE.DWG PREPARED BY WOODARD AND CURRAN AND TRANSMITTED TO GZA IN OCTOBER 2020.
2. PROPERTY LINE DATA FROM MASSGIS LEVEL-3 STANDARDIZED ASSESSORS PARCELS (2020 DATA). PARCELS A, B, C & D APPROXIMATELY LOCATED FROM PLAN DEVELOPED BY NORTHEAST SURVEY CONSULTANTS, INC. ENTITLED "PLAN OF LAND IN NORTHAMPTON, MA" DATED JUNE 15, 2017.
3. THE BUILDING/STRUCTURE OUTLINES FROM MASSGIS (2017 DATA).

0 25' 50' 100'
 SCALE IN FEET 1" = 50'

NO.	ISSUE/DESCRIPTION	BY	DATE

UNLESS SPECIFICALLY STATED BY WRITTEN AGREEMENT, THIS DRAWING IS THE SOLE PROPERTY OF GZA GEOENVIRONMENTAL, INC. (GZA). THE INFORMATION SHOWN ON THE DRAWING IS SOLELY FOR USE BY GZA'S CLIENT OR THE CLIENT'S DESIGNATED REPRESENTATIVE FOR THE SPECIFIC PROJECT AND LOCATION IDENTIFIED ON THE DRAWING. THE DRAWING SHALL NOT BE TRANSFERRED, REUSED, COPIED, OR ALTERED IN ANY MANNER FOR USE AT ANY OTHER LOCATION OR FOR ANY OTHER PURPOSE WITHOUT THE PRIOR WRITTEN CONSENT OF GZA. ANY TRANSFER, REUSE, OR MODIFICATION TO THE DRAWING BY THE CLIENT OR OTHERS, WITHOUT THE PRIOR WRITTEN EXPRESS CONSENT OF GZA, WILL BE AT THE USER'S SOLE RISK AND WITHOUT ANY RISK OR LIABILITY TO GZA.

PARCELS B AND C
 NORTHAMPTON, MASSACHUSETTS

**ACTIVITY AND USE LIMITATION,
 SITE SKETCH**

PREPARED BY:
GZA GeoEnvironmental, Inc.
 www.gza.com

DESIGNED BY: JLR REVIEWED BY: DEL
 DATE: 03-22-2023 PROJECT NO. 174841.00

PREPARED FOR:
EVERSOURCE
 ENERGY

CHECKED BY: DEL SCALE: 1" = 50 FEET
 REVISION NO.

EXHIBIT B