

7/26/10
26



BOARD OF SELECTMEN'S VOTE
TO DECLARE THE FORMER TOWN LANDFILL AS SURPLUS

MOVED: Pursuant to Article 5 of the 2009 annual Acton Town Meeting and G.L. c. 40, §§ 3 and 15, at an open meeting duly called, that:

The Acton Board of Selectmen, having charge of the real property (Property) owned by the Town of Acton shown on Exhibit A hereto, finds that such Property is no longer required for public purposes and is suitable for disposition under Chapter 30B, § 16 by lease for a term of years for the construction and operation of solar power facilities.

TOWN OF ACTON
By its Board of Selectmen

Lauren Rosenzweig Morton, Chair

Mike Gowing, Vice Chair

Terra Friedrichs, Clerk

Janet K. Adachi

Pamela A. Harting-Barrat

Dated: _____, 2010

Christine Joyce

From: John Murray
Sent: Wednesday, July 21, 2010 2:11 PM
To: Manager Department
Subject: FW: Message from "RicohC7501"



2010071616163036 Acton RFP for
2.pdf (361 KB)... Landfill - BOS D...

Please place on consent

-----Original Message-----

From: Kevin D. Batt [mailto:kbatt@AndersonKreiger.com]
Sent: Friday, July 16, 2010 5:43 PM
To: John Murray
Cc: Stephen Anderson
Subject: FW: Message from "RicohC7501"

John, attached is a declaration for the selectmen to declare the closed landfill surplus, so that we can put out the RFP for a lease for the solar project. Exhibit A is the legal description that Dean provided. I will forward you in another email the declaration for the available portions of the WWTP operations building roof and land.

Kevin D. Batt

Anderson & Kreiger LLP

One Canal Park, Suite 200

Cambridge MA 02141

Direct Dial: 617-621-6514

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Main Fax: 617-621-6501

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Dated: _____, 2010

RAI

RELEASE DEED

LINDA S. BURSAW of Acton, Middlesex County, Massachusetts in consideration of the payment of Eighty Thousand (\$80,000) Dollars, receipt of which is hereby acknowledged, grants to the TOWN OF ACTON, a municipal corporation, all of the Releasor's right, title and interest in and to a parcel of land consisting of approximately ^{19.88}~~19.63~~ acres situated on Route Two and Forest Road in Acton, being shown on a plan entitled "Plan of Land in Acton, Mass. Owned by Edward J. Bursaw Pauline W. Bursaw" dated December 14, 1965, by Harlan E. Tuttle, Surveyor, recorded with Middlesex South District Deeds as Plan No. 544, of 1969, and being further bounded and described as follows:

RECORDED 11687-p.313

Beginning at a point on the northerly sideline of the 1950 layout of a State Highway called Route 2 and 432.33 feet west of a Massachusetts Highway Bound, thence running;

- N 82° 54' 29" W along the northerly sideline of the aforementioned Route 2 for a distance of 629.97 feet, thence.
- N 01° 07' 35" E along property of the Town of Acton 623.83 feet, to a stone bound, thence
- S 81° 40' 50" W along property of the Town of Acton for a distance of 334.01 feet to a stone bound, thence
- N 01° 18' 39" W along property of the Commonwealth of Massachusetts for a distance of 531.25 feet to a heap of stones, thence
- N 46° 56' 12" E along property of Almond M. and Irma R. Tewksbury for a distance of 400.63 feet to a point on the westerly side of Forest Road, thence
- Southeasterly along a curve of 789.64 feet radius by the westerly side of Forest Road for a distance of 305.81 feet, thence
- Southeasterly along a curve of 398.55 feet radius, by the westerly side of Forest Road, for a distance of 140.68 feet, thence
- Southeasterly along a curve of 1322.64 feet radius by the westerly side of Forest Road for a distance of 187.67 feet, thence

S 16° 25' 00" E along the westerly side of Forest Road for a distance of 212.00 feet, thence
Southeasterly along a curve of 320.26 feet radius by the side of Forest Road for a distance of 251.19 feet, thence
S 61° 21' 20" E by the side of Forest Road for a distance of 170.97 feet, thence
S 10° 00' 22" W along property of Donald B. and Ruth A. Jackson, for a distance of 85.95 feet, thence

Along a stone wall by the property of Donald B. and Ruth A. Jackson in the following courses and distances:

S 08° 54' 19" W for a distance of 37.91 feet, thence
S 10° 38' 49" W for a distance of 74.65 feet, thence
S 11° 16' 12" W for a distance of 133.46 feet, thence
S 11° 41' 58" W for a distance of 81.89 feet, thence
S 10° 04' 27" W for a distance of 115.90 feet, to the point of beginning.

Together with all of the Releasor's right, title and interest in and to all rights of way, easements and other rights of record or otherwise which are appurtenant to the above described land.

Meaning and intending to convey to the Releasee all of the Releasor's right, title and interest in and to the premises described in a certain Order of Taking adopted by the Selectmen of the Town of Acton dated May 20, 1969 and recorded with said Deeds, Book 11687, Page 313, and the Releasor hereby accepts the above named consideration in full satisfaction and discharge of all the Releasor's claims and demands against the Releasee for damages, costs, expenses or compensation for, on account of or in any way arising out of said taking.

Witness the execution hereof under seal this 27th day of June, 1969.

Linda S. Bursaw
Linda S. Bursaw

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss. June 27, 1969.

Then personally appeared the above named Linda S. Bursaw and acknowledged the foregoing instrument to be her free act and deed, before me,

Dwight E. Boutwell
Notary Public

My Commission Expires: 7-23-71



