CITY COUNCIL

City of Augusta, Maine

November 8, 2006

Title: Discontinuance – Berwick Road and Town & Country Drive

ORDERED, That public ways known as Berwick Road and Town & Country Drive, no longer of public use and necessity be discontinued; and

That the City chooses to retain a public easement over the herein described areas for public utility facilities to provide service and that there shall be zero damages paid to abutting property owners, as would be allowed under Title 23 MRSA section 3026.

Descriptions:

Berwick Road: Beginning at a point in the westerly line of Town & Country Road located 395 feet southerly of the southerly line of Capitol Street measured at right angles thereto; thence North 52 degrees 25 minutes West in a line parallel with the southerly line of said Capitol Street about 275 feet to an iron pipe marking an angle; thence North 55 degrees 05 minutes West about 325 feet to the easterly line of a strip of land 50 feet in width the easterly said line of which runs parallel with and 50 feet easterly of the easterly line of Ganneston Drive measured normal to the curve and tangent section of said Ganneston Drive; thence continuing westerly across said 50 foot reserved strip to the easterly line of said Ganneston Drive; thence northerly along the easterly line of said Ganneston Drive about 55 feet; thence easterly in a line parallel with and 40 feet northerly of the first described line to the easterly line of said 50 foot reserved strip; thence South 55 degrees 05 minutes East about 290 feet to an angle point marked by an iron pipe; thence South 52 degrees 25 minutes East parallel with the first described line and 40 feet northerly thereof about 265 feet to the westerly side of Town & Country Road, so-called; thence southerly along the westerly line of said Town & Country Road about 42 feet to the point of beginning.

Town & Country Drive (Portion 1): Beginning at an iron pipe in the south line of Capitol Street at a point which is 430 feet easterly from the northwest corner of T & C land and 480 feet easterly of the easterly line of Ganneston Drive; thence at an angle of 90 degrees to said south line of Capitol Street and following a course of South 37 degrees 35 minutes West a distance of 190 feet to an iron pipe marking a corner and passing through another iron pipe which is 150 feet from said point of beginning; thence at right angles easterly and parallel with the south line of Capitol Street 50 feet to a corner; thence North 37 degrees 35 minutes East 190 feet to the south line of Capitol Street; thence North 52 degrees 25 minutes West in the south line of Capitol Street 50 feet to the point of beginning.

A TRUE COPY
ATTEST Barbara E. Wardwell
Barbara E. Wardwell, City Clerk
Augusta, Maine
DATE November 16, 2006

CITY COUNCIL

City of Augusta, Maine

November 8, 2006

Title: Discontinuance – Berwick Road and Town & Country Drive (Con't)

Town & Country Drive (Portion 2): Beginning at a point on the easterly side of Town & Country Road, so-called, located 190 feet southerly from the southerly line of Capitol Street, so-called; thence southerly in a continuation southerly of the easterly line of said Town & Country Road 2.65 feet; thence continuing southerly on a line parallel with and 25 feet easterly of a center line 8 degree curve to the east about 204 feet to a point in line with the southerly line of Berwick Road, so-called; thence westerly in line with the southerly line of said Berwick Road about 50 feet to the southwesterly corner of said Town & Country Road and Berwick Road; thence northerly parallel with and 50 feet westerly of the above described easterly line of said Town & Country Road about 204 feet to the southwesterly corner of Alton Road and Town & Country Road; thence easterly in line with the southerly line of said Alton Road 50 feet to the point of beginning.

Meaning and intending to discontinue all of Berwick Road accepted by the City of Augusta Council Order 29 dated February 20, 1967 and Town & Country Drive as accepted by the City of Augusta Council Order 235 dated November 15, 1965, and Order 31 dated February 20, 1967.
Be it further known that notice has been sent to:

All direct abutters affected on Berwick Road and Town & Country Drive:
MPDC II Inc.
MPDC IV Inc.
Mary S. Davidson
Augusta Planning Board
Augusta Public Works
Augusta Sanitary District
Augusta Water District
Central Maine Power
Verizon
Time Warner

181
Introduced by:
Moved By: **Sec'd By:**

181

CITY COUNCIL

City of Augusta, Maine

November 8, 2006

Moved by: Gomeau
Sec'd by: Doore

SUSPEND THE READING

	Yea	Nay
Byron	x	
Doore	x	
Gomeau	x	
O'Brien	x	
*Lerman	x	
*Coffin	x	
*Koski	x	
*Lund	x	
Mayor	-	-
Total	8	0

Attest: Barbara A. Warnawell
City Clerk

Title Discontinuance – Berwick Road and Town & Country Drive

Read and Passed

Date: November 8, 2006

Moved by: Doore Yeas: 8
Sec'd. By: Lerman Nays: 0

ATTEST:
Barbara A. Warnawell
CITY CLERK

	Yea	Nay
Byron	x	
Doore	x	
Gomeau	x	
O'Brien	x	
*Lerman	x	
*Coffin	x	
*Koski	x	
*Lund	x	
Mayor	-	-
Total	8	0

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Lerman		
*Coffin		
*Koski		
*Lund		
Mayor		
Total		

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Lerman		
*Coffin		
*Koski		
*Lund		
Mayor		
Total		

SECOND READING

Date: , 20
Read and Passed ---

Moved By: Yeas:
Sec'd. By: Nays:

ATTEST:

CITY CLERK

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Lerman		
*Coffin		
*Koski		
*Lund		
Mayor		
Total		

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Lerman		
*Coffin		
*Koski		
*Lund		
Mayor		
Total		

*Council At-Large