

COMMONWEALTH OF MASSACHUSETTS

CITY OF LOWELL

In City Council

VOTE

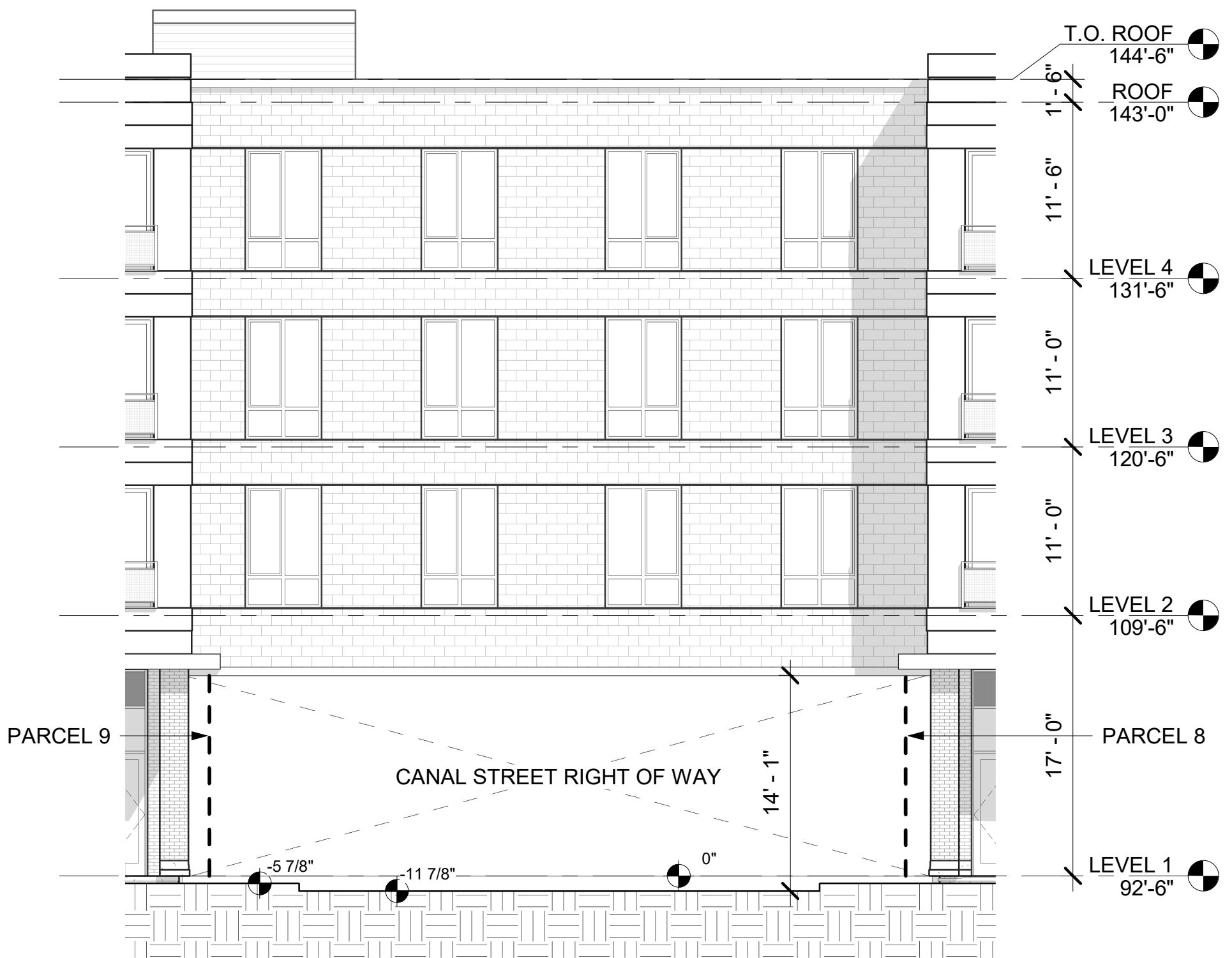
Authorizing the City Manager to Execute any and all documents pertaining to a Perpetual Easement on 193 Jackson Street a/k/a Parcel 8 and 239 Jackson Street a/k/a Parcel 9, a portion of which there will be constructed on Parcel 8, a portion on Parcel 9 and connected by a three (3) story Connector that will connect the buildings on said Parcels, and upon completion, there will be one building that spans across D Street, in the City of Lowell.

BE IT VOTED BY THE CITY COUNCIL OF THE CITY OF LOWELL, as follows:

Authorizing the City Manager to execute a perpetual easement for the benefit of the owner of Parcel 8 and Parcel 9 including the right to construct, use, repair and maintain a portion of the building that crosses above D Street for the purpose of creating one contiguous building. This grant of easement shall be exclusive to the owner of Parcel 8 and Parcel 9 and once constructed the Connector will be considered part of the building and owned exclusively by the owner of Parcel 8 and Parcel 9 as shown on Plan prepared by ICON Architecture entitled Bridge Clearance, HCD Parcels 8&9 Canal Street, Lowell MA attached hereto and made a part hereof.

BE IT FURTHER VOTED:

That the City Manager be and hereby is authorized to execute any and all documents pertaining to the Perpetual Easement on 193 Jackson Street a/k/a Parcel 8 and 239 Jackson Street a/k/a Parcel 9, Lowell, MA.



1 SOUTH ELEVATION AT BRIDGE
 1/8" = 1'-0"

BRIDGE CLEARANCE

HCD PARCELS 8&9
 CANAL STREET, LOWEL MA

Reference Drawing:



Project No.: 217037
 Scale: 1/8" = 1'-0"
 Date:
 Drawn By:
 Checked By:
 Stage:

Attachment To:

Sheet Number

X-100



Eileen M. Donoghue
City Manager

Kara Keefe Mullin
Assistant City Manager

August 24, 2018

Mayor William Samaras
and
Members of the City Council

REFERENCE: Permanent Air Rights Easement – 193-239 Jackson Street (HCID Parcels 8 and 9)

Dear Mayor Samaras and Members of the City Council:

As the Council is aware; the City intends to sell Parcel 8 and Parcel 9 to WinnDevelopment to construct a mixed use project which will contain both commercial and residential components.

The development of Parcel 8 and Parcel 9, as approved by the City, includes the construction of one building; a section of which will be constructed on Parcel 8, and a section of which will be constructed on Parcel 9. These sections will connect via a three story span over “D” Street such that, upon completion, there will be one complete building connecting across parcels 8 and 9 over “D” Street.

I am requesting City Council approval to enter into an easement agreement with WinnDevelopment as is necessary for furtherance of their proposed residential development project, please see the attached Vote and the easement plan for reference.

Sincerely,

Eileen M. Donoghue
City Manager

EMD/ns
Attachment

cc: Christine P. O'Connor, City Solicitor
Diane N. Tradd, Assistant City Manager/DPD Director
Claire V. Ricker, AICP, Chief Design Planner